

**INDEX OF A REGULAR MEETING
FORT LAUDERDALE CITY COMMISSION
SEPTEMBER 6, 2000**

<u>Agenda Item</u>	<u>Reso./Ord. No.</u>	<u>Page(s)</u>
OB	Presentations:	
	1. Expressions of Sympathy	1
	2. Smoke Detector Test	2
	3. Commendation – Justin Vannelli	2
	4. “National Pollution Prevention Week”	2
	5. Outstanding City Employees of the Month	2
CA	Consent Agenda	2
M-1	Event Agreement – Viva Broward!	3
M-2	Event Agreement – Saint Jerome Family Festival	3 & 17
M-3	Event Agreement – FAU Football Pep Rally	3
M-4	Event Agreement – Happy Halloween Carnival	4
M-5	Event Agreement – S.A.F.E. Walk and Fun Run	4
M-6	Event Agreement – Sickie Cell Walk-A-Thon	4
M-7	Agreement – Gold Coast Ski Club, Inc. – Use of Mills Pond for Water Skiing Activities	4
M-8	Agreement – Broward County R.C. Race Club, Inc. – Radio Operated Auto Racing at Mills Pond Park	5
M-9	Interlocal Agreement – Broward County – Lease, Preservation, Improvement, Enhancement, Operation and Management – Environmentally Sensitive Land Site Known as “Prospect Road”	5
M-10	Agreement – Broward County – FY 2000/2001 FLASH Afterschool Program	5
M-11	Transfer of Law Enforcement Trust Funds (LETf) and Grant Agreement – Florida Department of Community Affairs – FY 2000/2001 Harris Chapel Life Enrichment Center Program (HCLEC)	5
M-12	Appropriation of Law Enforcement Trust Funds (LETf) Broward County Homeless Assistance Center Orientation Video Production Support	6
M-13	Transfer of Law Enforcement Trust Funds (LETf) and Grant Agreement – Florida Department of Community Affairs – FY 2000/2001 Youth Motivation Program, An Alternative to Suspension (YMP)	6 & 18
M-14	Grant Agreement – Florida Motor Vehicle Theft Authority – FY 2000/2001 Tactical Auto Theft Unit (Project TATTOO)	6
M-15	Grant Agreement – United States Department of Justice, Bureau of Justice Assistance (BJA) – Bulletproof Vest Partnership	7
M-16	Transfer of Law Enforcement Trust Funds (LETf) – Grant Agreement – Florida Department of Community Affairs – FY 2000/2001 Friends and Families Program	7
M-17	Grant Agreement – Department of Justice – Community Oriented Policing Services Making Officer Redeployment Effective '98 (COPSMORE '98)	7

Index of a Regular Meeting
September 6, 2000
Page Two

<u>Agenda Item</u>	<u>Reso./Ord. No.</u>	<u>Page(s)</u>
M-18	Interlocal Agreement – Village of Lazy Lake – Fire-Rescue Services	8
M-19	Transfer of General Fund Contingencies – FY 1999/2000 Budget Amendment	8 & 18
M-20	Special Assessment Investment Loan – Financing of BridgeSide Square Special Assessment Improvement Project	8
M-21	Grant Application – State Department of Community Affairs – Urban Infill Planning Grant	8
M-22	Disbursement of Funds – Joint Investigation – O.R. No. 98-159271 - \$28,391.41	8
M-23	Disbursement of Funds – Joint Investigation – O.R. No. 99-139419 - \$7,583.94	9
M-24	Disbursement of Funds – Joint Investigation – O.R. No. 99-32005 - \$26,888.63	9
M-25	Disbursement of Funds – Joint Investigation – O.R. No. 97-83406 - \$4,684.80	9
M-26	Disbursement of Funds – Joint Investigation – O.R. No. 99-112108 - \$150,842.96	9
M-27	Contract Award and Task Order No. 1 – Woolpert LLP – Project 414A – GIS Utility Mapping and Data Conversion Services	9 & 18
M-28	Interlocal Agreement – Broward County – Inspection and Building Plan Review – The Specialty Permit Program	10 & 19
M-29	Agreements – All Service Refuse and Browning-Ferris Industries (BFI) – Sanitation Services for Golden Heights and Palm Aire Village Annexation Areas	10
M-30	Contract Amendment – Rhett Roy Landscape Architecture, Planning, P.A. – Project 15190 – George English Park	10
M-31	Contract Amendment – Kimley-Horn & Assoc., Inc. – Project 15390 – Andrews Avenue, Third Avenue and Sistrunk Boulevard Streetscape – Parcel Planning Study for Midtown	10
M-32	Contract Award – Jurado Construction & Dinipex, Inc. – Project 10096 – Refuse Truck Facility Improvements	11
M-33	Joint Project Agreement – (JPA) – Florida Department of Transportation (FDOT) – Lighting Maintenance Agreement – State Road 838 (Sunrise Boulevard) from East of I-95 to East of Flagler Drive	11
M-34	Change Order No. 12 – Zurqui Construction Services, Inc. – Project 15200 – Holiday Park Phase II Improvements	11
M-35	Change Order No. 1 – F & L Construction, Inc. – Project 10250 – Annual Contract for Concrete and Paving Stone Repair – Lauderdale Manors Neighborhood	11

Index of a Regular Meeting
September 6, 2000
Page Three

<u>Agenda Item</u>	<u>Reso./Ord. No.</u>	<u>Page(s)</u>
M-36	Change Order No. 2 – F & L Construction, Inc. – Project 10250 – Annual Contract for Concrete and Paving Stone Repair – Riverside Park Neighborhood	12
M-37	Task Order – Recreational Design and Construction, Inc. (RDC) – Project 15410 – Civic Peoples Park Landscaping	12
M-38	Purchase of Property – Mary Esther Cheever and Shirley D. Lang – Wingate Road Site Remediation Project – 2991 Northwest 13 th Street	12
M-39	Purchase of Property – Livingston W. and Barbara C. Wilson – Wingate Road Site Remediation Project – 2921 Northwest 13 th Street	13
M-40	Lease Agreement – Fort Lauderdale Players, Inc. – Shop 104, City Park Mall	13
M-41	Agreement – Ocean Bistro, Inc. (Casablanca Restaurant) – Birch Road/Alhambra Parking Lot	13
M-42	Task Order – Evans Environmental & Geosciences, Inc. – (EE&G) – Project 10111 – Asbestos Management Program/OSHA Survey	13
M-43	Task Order – Kimley Horn & Associates, Inc. – Project 8402 – Executive Airport Administration Building and Police Substation	14 & 20
M-44	Executive Airport – abc Distributing, Inc. Foreign Trade Zone Subzone Operator Agreement	14
M-45	Lien Settlements for Special Master and Code Enforcement Board Cases	22
M-46	Workers Compensation Settlement – File No. WC-96-8858 (Maria Stack) - \$28,183.63	
M-47	City Commission Request for Review – Request for Non-Conforming Status as a Restaurant – Micom Lounge, Inc. (Administrative Review Case No. 13-NC-00)	23
M-48	City Commission Request for Review – Site Plan – Hampton Inn (DRC Case No. 36-R-00)	24
Pur. 1	Broward Co-Op – Aggregates, Top Dressing and Sand	14
Pur. 2	State Bid – Two Pickup Trucks	15
Pur. 3	Bid 702-8333 – Two Chassis/Cabs with Trash Bodies	15 & 20
Pur. 4	Proprietary – Upgrade and Annual Support for INFORMIX Database Software	15
Pur. 5	Proprietary – CairnsIRIS Thermal Imaging Units Upgrade and Repair	16
Pur. 6	Proprietary – Replacement Atomic Absorption Spectrophotometer	16
Pur. 7	Approve Payment for Emergency Repairs of High Service Motors at Peele-Dixie Water Plant	16
Pur. 8	Proprietary – Replacement Main Air Compressor	17
Pur. 9	Change Order to Increase Encumbrance of \$10,600 Engineering Services for Cryogenic Facility Review	17 & 22

PH-1	Deferred	Rezone RMM-25 to X-P/Allocate Flexibility/ Site Plan Approval – New Generation Ministries (PZ Case No. 20-ZR-99)	25
PH-2	C-00-39	Rezone RMM-25 to CB – Florida Property Investment Partners, Inc. (PZ Case No. 11-Z-00)	25
PH-3	C-00-40	Rezone RDs-15 to CF-S – City of Fort Lauderdale/ Construction Services Bureau (PZ Case No. 12-Z-00)	26
PH-4	C-00-41	Rezone RDs-15 to CF-S – Robert Durfee (PZ Case No. 9-Z-00)	27
PH-5	C-00-42	Rezone RO and CF to CB – Broward General Medical Center (PZ Case No. 13-Z-00)	28
PH-6	C-00-43	Public Purpose Use Approval/Park – City of Fort Lauderdale – Palm Aire Village Park (PZ Case No. 12-R-00)	29
O-1	C-00-36	Rezone RMM-25 to CB/Allocate Flexibility/ Site Plan Approval – The Salvation Army, Inc. (PZ Case No. 32-ZR-99)	30
O-2	C-00-37	Amend ULDR Section 47-19.2 – “Accessory Buildings and Structures” – Awnings and Canopies (PZ Case No. 1-T-00)	31
O-3	C-00-38	Amend Section 5-29 – Hours of Sale of Alcoholic Beverages/Extended Hours of Operation Permit	32
O-4	C-00-44	Amend Section 9-48, “General Permit Fees” – Inspection Building Plan Review – The Specialty Permit Program	34
O-5	C-00-45	Assignment of Cable Television Franchise And Assignment Agreement with Broward County – Comcast Cablevision of Broward, Inc. – Palm Aire and Golden Heights Service Areas	35
O-6	Deleted	Cable Television Franchise and Rights-of-Way (ROW) Use Agreement – Metromedia Fiber Network Services, Inc. – Cable Services for the City	35
O-7	C-00-46	Amendment to Section 2-158 – “Investment of Public Funds”	35
O-8	Deferred	Amendment to Chapter 10 – Municipal Cemetery System	36
O-9	C-00-47	Amendment to Chapter 24 – Municipal Garbage and Trash Collection and Disposal Service (Sanitation Rate Increase)	36
O-10	Deferred	Amendment to Chapter 28 – Water, Wastewater and Stormwater (Water and Sewer Rate Increase)	37
O-11	C-00-48	Create Section 6-15 – Prohibit Feeding of Wild Animals in the Area Surrounding Hugh Taylor Birch State Recreation Area	37
O-12	C-00-49	Amendment to Section 20-115(3) – Increases in Benefits – General Employees’ Retirement System	38

Index of a Regular Meeting
September 6, 2000
Page Five

<u>Agenda Item</u>	<u>Reso./Ord. No.</u>		<u>Page(s)</u>
R-1	00-109	Plat Approval/RMM-25 – “Dockside Village” – River Manors Development (PZ Case No 6-P-00)	38
R-2	00-110	Vacate Utility Easement – Alamo Rent-A-Car (PZ Case No. 6-M-99)	39
R-3	00-111	Provisional Recertification of the Text of the City’s Future Land Use Element by the Broward County Planning Council, Resolving to Adopt Amendments within One Year and Transmitting Draft Proposed Amendments	39
R-4	00-112	Grant Acceptance – Federal Aviation Administration (FAA) – Project 10000 – Executive Airport Airfield Electrical, Lighting and Signage Rehabilitation; and Project 10243 – Executive Airport Master Plan and Part 150 Noise Study Update	40
R-5	00-113	Authority to Sign Checks on Behalf of the City and Requirement for Fidelity Bond Coverage	40
R-6	00-114	Facsimile Signature	41
R-7	00-115	Investment Policy	42
R-8	00-116	Support of “The Restoration of the Everglades, An American Legacy Act”	42
R-9	00-117	Executive Airport – Project 8402 – Florida Department of Transportation (FDOT) Supplemental Joint Participation Agreement (JPA) for Proposed Airport Administration Building Access Road	42
R-10	00-118	Executive Airport – Airport Master Plan and Part 150 Noise Study Updates – Florida Department of Transportation (FDOT) Joint Participation Agreement (JPA)	43
R-11	00-119	Lot Clearing and Cleaning Charges	43
R-12	00-120	Lease of Commercial Dock Areas A and B – Bahia Mar Yacht Basin – Jungle Queens, Inc.	44
R-13	00-121	Qualified Target Incentive (QTI) – Service America Systems, Inc.	44
OB		Conference Item I-C – Ordinance No. C-00-35 – Dogs, Pets and Domesticated Animals on the Beach	27
OB	00-122	Advisory Board Appointments	46
OB		Conference Item III-C – Parker Theatre Board of Trustees Appointment	46

**MINUTES OF A REGULAR MEETING
CITY COMMISSION
FORT LAUDERDALE, FLORIDA
SEPTEMBER 6, 2000**

Meeting was called to order at 6:22 P.M. by Mayor Naugle on the above date, City Commission Meeting Room.

Roll call showed:

Present: Commissioner Gloria F. Katz
Commissioner Carlton B. Moore (6:30 P.M.)
Commissioner Cindi Hutchinson
Commissioner Tim Smith
Mayor Jim Naugle

Absent: None

Also Present:	City Manager	F. T. Johnson
	City Attorney	Dennis E. Lyles
	City Clerk	Lucy Masliah
	Sergeant At Arms	Sgt. L. Abrams

Invocation was offered by *Reverend Dr. John Myers*, First United Methodist Church

Pledge of Allegiance to the Flag was led by Troop 51, Girl Scouts of America, who also provided a Flag Ceremony.

Motion made by Commissioner Smith and seconded by Commissioner Hutchinson that the agenda and minutes of the meeting as shown below be approved:

Regular Meeting July 18, 2000

Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, and Mayor Naugle. NAYS: None.

NOTE: All items were presented by Mayor Naugle unless otherwise shown, and all those desiring to be heard were heard. Items discussed are identified by the agenda number for reference. Items not on the agenda carry the description "OB" (Other Business).

Presentations (OB)

1. Expressions of Sympathy

Mayor Naugle presented Expressions of Sympathy, on behalf of the City Commission, to the families of *Joyce Shambley, Clyde Schulte, and Titimaea Alaiima*.

2. Smoke Detector Test

Commissioner Hutchinson encouraged everyone at home to test the batteries in their smoke detectors.

At 6:30 P.M., Commissioner Moore arrived at the meeting.

3. Commendation – Justin Vannelli

Commissioner Smith read aloud and presented a Commendation to *Master Justin Vannelli*. He explained that a potentially terrible tragedy had recently been averted by the extra efforts of Justin, who had located accident victim, *Tilly Tooter*, in a wooded area. Mr. Vannelli expressed appreciation for this Commendation and advised that Ms. Tooter seemed to be recovering well from her ordeal. Mayor Naugle stated that the entire community was very proud of Justin.

4. “National Pollution Prevention Week”

Commissioner Moore read aloud and presented a Proclamation declaring September 18 to 24, 2000 as “National Pollution Prevention Week” in the City of Fort Lauderdale. *Ms. Kay Gervasi*, Pollution Prevention Manager, accepted the Proclamation on behalf of the Broward County Department of Planning and Environmental Protection. She presented the City Commission with a digital thermometer and explained they were being used to replace mercury thermometers. Ms. Gervasi advised that mercury thermometers could be exchanged for digital thermometers, due to the potential contamination from mercury thermometers, in conjunction with National Pollution Prevention Week.

5. Outstanding City Employees of the Month

The City Manager introduced Department Directors to present the Outstanding City Employees of the Month:

- Detective John Cabrera, Officers Raphael Fernandez and Ignacio Jackson, Joseph Molner and the Information Systems Unit, of the Police Department;
- Keith Mitchell and Robert Roosa, of the Public Services Department;
- Rollin Maycumber and Shawn Odell, of the Community and Economic Development Department;
- Jeanette Sameem, Paul Milazzo, and Ronnie Potts, of the Public Services Department;
- Marie Rock, Shirley Mogus, and The Playground Installation Team, of the Parks & Recreation Department; and
- The “ClinCon Team” (Firefighters Jorge Aguiar, John Heiser, Tim Heiser, Jason Morss, Rick Pardo, Steve Shaw, Mike Salzano, and P. J. Wilcoxson), of the Fire-Rescue Department.

CONSENT AGENDA (CA)

The following items were listed on the agenda for approval as recommended. The City Manager reviewed each item, and observations were made as shown. The following statement was read:

Those matters included under the Consent Agenda are self-explanatory and are not expected to require detailed review or discussion. Items will be enacted by one motion in the form listed below. If discussion is desired by any Commissioner or member of the public, however, that item may be removed from the Consent Agenda and considered separately.

Event Agreement – Viva Broward!..... (M-1)

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with **El Herald de Broward** to indemnify, protect, and hold harmless the City from any liability in connection with **Viva Broward!** to be held **Saturday, October 14, 2000 from 11:00 a.m. to 11:00 p.m., and Sunday, October 15, 2000 from 12:00 noon to 8:00 p.m.** at Stranahan Park; and further authorizing the closing of S.E. 1 Avenue from Broward Boulevard to S.E. 2 Street and from S.E. 2 Street to East Las Olas Boulevard (leaving S.E. 2 Street open to traffic); and S.E. 1 Street to S.E. 1 Avenue to S.E. 2 Avenue from 6:00 p.m. Thursday, October 12 to 4:00 p.m. Monday, October 16, 2000.

Recommend: Motion to approve.

Exhibit: Memo No. 00-1128 from City Manager.

Event Agreement – Saint Jerome Family Festival (M-2)

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with **Saint Jerome Catholic School** to indemnify, protect, and hold harmless the City from any liability in connection with the **Saint Jerome Family Festival** to be held **Wednesday and Thursday, October 25 and 26, 2000 from 6:00 p.m. to 10:00 p.m.; Friday, October 27, 2000 from 6:00 p.m. to 11:00 p.m.; Saturday, October 28, 2000 from 1:00 p.m. to 11:00 p.m.; and Sunday, October 29, 2000 from 1:00 p.m. to 10:00 p.m.** on Church property located at 2601 S.W. 9 Avenue; and further authorizing the closing of S.W. 26 Street from S.W. 9 Avenue west to the 1000 block (the end of the Power Squadron property) from 8:00 a.m. Wednesday, October 25 to 12:00 noon Monday, October 30, 2000.

Recommend: Motion to approve.

Exhibit: Memo No. 00-1129 from City Manager.

Event Agreement – FAU Football Pep Rally (M-3)

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with **Riverwalk Fort Lauderdale Inc.** to indemnify, protect, and hold harmless the City from any liability in connection with the **FAU Football Pep Rally** to be held **Friday, September 15, 2000 from 6:30 p.m. to 8:30 p.m.** at Las Olas Riverfront.

Recommend: Motion to approve.

Exhibit: Memo No. 00-1130 from City Manager.

Event Agreement – Happy Halloween Carnival (M-4)

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with **Our Lady Queen of Martyrs Church** to indemnify, protect, and hold harmless the City from any liability in connection with the **Happy Halloween Carnival** to be held **Thursday, October 19, 2000 from 6:00 p.m. to 10:00 p.m.; Friday, October 20, 2000 from 5:00 p.m. to 11:00 p.m.; Saturday, October 21, 2000 from 12:00 noon to 11:00 p.m.; and Sunday, October 22, 2000 from 12:00 noon to 10:00 p.m.**; and further authorizing the closing of S.W. 11 Court (Happy Hoyer Street) from S.W. 27 Avenue to S.W. 28 Avenue from 9:00 a.m. Monday, October 16 to 5:00 p.m. Monday, October 23, 2000.

Recommend: Motion to approve.

Exhibit: Memo No. 00-1134 from City Manager.

Event Agreement – S.A.F.E. Walk and Fun Run (M-5)

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with **Women In Distress** to indemnify, protect, and hold harmless the City from any liability in connection with the **S.A.F.E. Walk and Fun Run** to be held **Saturday, October 7, 2000 from 7:30 a.m. to 9:00 a.m.** at Beach Place.

Recommend: Motion to approve.

Exhibit: Memo No. 00-1142 from City Manager.

Event Agreement – Sickie Cell Walk-A-Thon (M-6)

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with the **Sickie Cell Disease Association** to indemnify, protect, and hold harmless the City from any liability in connection with the **Sickie Cell Walk-A-Thon** to be held **Saturday, September 9, 2000 from 8:30 a.m. to 1:00 p.m.**, beginning and ending at Joseph C. Carter Park.

Recommend: Motion to approve.

Exhibit: Memo No. 00-1143 from City Manager.

**Agreement – Gold Coast Ski Club, Inc. –
Use of Mills Pond for Water-Skiing Activities** (M-7)

A motion authorizing the proper City officials to execute a one-year agreement with the Gold Coast Ski Club, Inc. to conduct water-skiing activities at Mills Pond Park.

Recommend: Motion to approve.

Exhibit: Memo No. 00-1100 from City Manager.

Agreement – Broward County**R. C. Race Club, Inc. – Radio Operated Auto Racing at Mills Pond Park (M-8)**

A motion authorizing the proper City officials to execute a one-year agreement with the Broward County R. C. Race Club, Inc. to conduct radio operated auto racing at Mills Pond Park.

Recommend: Motion to approve.

Exhibit: Memo No. 00-1113 from City Manager.

Interlocal Agreement – Broward County –**Lease, Preservation, Improvement, Enhancement, Operation and Management - Environmentally Sensitive Land Site Known as “Prospect Road” (M-9)**

A motion authorizing the proper City officials to execute an interlocal agreement with Broward County for the lease, preservation, improvement, enhancement, operation and management of an environmentally sensitive land site known as “Prospect Road.”

Recommend: Motion to approve.

Exhibit: Memo No. 00-1217 from City Manager.

Agreement – Broward County – FY 2000/2001 FLASH Afterschool Program (M-10)

A motion authorizing the proper City officials to execute an agreement with Broward County to accept grant funding in the amount of \$50,000 for FY 2000/2001 in support of the FLASH Afterschool Program; and further authorizing the proper City officials to execute all documents necessary to accept such grant funding.

Recommend: Motion to approve.

Exhibit: Memo No. 00-1241 from City Manager.

Transfer of Law Enforcement Trust Funds (LETf) and**Grant Agreement – Florida Department of Community Affairs –****FY 2000/2001 Harris Chapel Life Enrichment Center Program (HCLEC) (M-11)**

A motion authorizing the proper City officials to execute an agreement with the Florida Department of Community Affairs for the FY 2000/2001 Harris Chapel Life Enrichment Center Program administered by the Harris Chapel United Methodist Church; authorizing the proper City officials to execute all documents necessary to accept such grant funds; and further authorizing the transfer of \$15,000 in LETf funds to Fund 129 (Miscellaneous Grants).

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 00-1091 from City Manager.

**Appropriation of Law Enforcement Trust Funds (LETf) –
Broward County Homeless Assistance Center
Orientation Video Production Support (M-12)**

A motion authorizing the proper City officials to provide \$10,000 from LETf towards the production of an orientation video to be used as part of the processing for homeless individuals into the Center.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 00-901 from City Manager.

**Transfer of Law Enforcement Trust Funds (LETf) and
Grant Agreement – Florida Department of Community Affairs –
FY 2000/2001 Youth Motivation Program,
an Alternative to Suspension (YMP) (M-13)**

A motion authorizing the proper City officials to execute an agreement with the Florida Department of Community Affairs for the FY 2000/2001 Youth Motivation Program, an Alternative to Suspension; authorizing the proper City officials to execute all documents necessary to accept such grant funds; and further authorizing the transfer of \$28,000 in LETf funds to Fund 129 (Miscellaneous Grants).

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 00-1092 from City Manager.

**Grant Agreement – Florida Motor Vehicle Theft Authority –
FY 2000/2001 Tactical Auto Theft Unit (Project TATTOO) (M-14)**

A motion authorizing the proper City officials to execute an agreement with the Florida Motor Vehicle Authority to accept a grant in the amount of \$68,432 for Project TATTOO; and further authorizing the proper City officials to execute all documents necessary to accept such grant funds.

Recommend: Motion to approve.

Exhibit: Memo No. 00-1098 from City Manager.

**Grant Agreement – United States Department of Justice,
Bureau of Justice Assistance (BJA) – Bulletproof Vest Partnership (M-15)**

A motion authorizing the proper City officials to execute an agreement with the United States Department of Justice, Bureau of Justice Assistance for a \$41,370.40 grant for the Bulletproof Vest partnership; authorizing the proper City officials to execute all documents necessary to accept such grant funds; and further authorizing the use of \$41,370.40 from the Police Department General Fund budget over the next four years as a cash match for such grant funding.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 00-1053 from City Manager.

**Transfer of Law Enforcement
Trust Funds (LETF) – Grant Agreement – Florida Department of
Community Affairs – FY 2000/2001 Friends and Families Program (M-16)**

A motion authorizing the proper City officials to execute an agreement with the Florida Department of Community Affairs for the FY 2000/2001 Friends and Families Program; authorizing the proper City officials to execute all documents necessary to accept such grant funds; and further authorizing the transfer of \$30,000 in LETF funds to Fund 129 (Miscellaneous Grants).

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 00-1090 from City Manager.

**Grant Agreement – Department of Justice – Community Oriented
Policing Services Making Officer
Redeployment Effective '98 (COPSMORE '98) (M-17)**

A motion authorizing the proper City officials to execute an agreement with the Department of Justice for the COPSMORE '98 Program; authorizing the proper City officials to execute all documents necessary to accept such grant funding; and further authorizing the transfer of \$371,416 from the Police Department General Fund to Fund 129 (Miscellaneous Grants).

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 00-902 from City Manager.

Interlocal Agreement - Village of Lazy Lake – Fire-Rescue Services (M-18)

A motion authorizing the proper City officials to execute five-year interlocal agreement with the Village of Lazy Lake for fire-rescue services to be provided by the City.

Recommend: Motion to approve.

Exhibit: Memo No. 00-913 from City Manager.

**Transfer of General Fund Contingencies –
FY 1999/2000 Budget Amendment (M-19)**

A motion authorizing the amendment of the FY 1999/2000 budget to reflect increased expenditures.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 00-1164 from City Manager.

**Special Assessment Investment Loan -
Financing of BridgeSide Square Special Assessment Improvement Project (M-20)**

A motion authorizing the proper City officials to execute a Special Assessment Investment Loan in an amount not to exceed \$2.2 million to finance the assessable portion of the BridgeSide Square special assessment improvement project.

Recommend: Motion to approve.

Exhibit: Memo No. 00-1200 from City Manager.

**Grant Application -
State Department of Community Affairs – Urban Infill Planning Grant (M-21)**

A motion authorizing the proper City officials to submit a grant application to the State Department of Community Affairs for an Urban Infill Planning Grant.

Recommend: Motion to approve.

Exhibit: Memo No. 00-1229 from City Manager.

**Disbursement of Funds –
Joint Investigation – O. R. No. 98-159271 - \$28,391.41 U. S. Currency (M-22)**

A motion authorizing the equitable disbursement of funds in the amount of \$1,494.28 for each participating law enforcement agency.

Recommend: Motion to approve.

Exhibit: Memo No. 00-7-4 from City Attorney.

Disbursement of Funds –**Joint Investigation – O. R. No. 99-139419 - \$7,583.94 U. S. Currency (M-23)**

A motion authorizing the equitable disbursement of funds in the amount of \$473.99 for each participating law enforcement agency.

Recommend: Motion to approve.

Exhibit: Memo No. 00-7-5 from City Attorney.

Disbursement of Funds –**Joint Investigation – O. R. No. 99-32005 - \$26,888.63 U. S. Currency (M-24)**

A motion authorizing the equitable disbursement of funds in the amount of \$1,581.68 for each participating law enforcement agency.

Recommend: Motion to approve.

Exhibit: Memo No. 00-7-6 from City Attorney.

Disbursement of Funds –**Joint Investigation – O. R. No. 97-83406 - \$4,684.80 U. S. Currency (M-25)**

A motion authorizing the equitable disbursement of funds in the amount of \$234.24 for each participating law enforcement agency.

Recommend: Motion to approve.

Exhibit: Memo No. 00-7-7 from City Attorney.

Disbursement of Funds –**Joint Investigation – O. R. No. 99-112108 - \$150,842.96 U. S. Currency (M-26)**

A motion authorizing the equitable disbursement of funds in the amount of \$8,873.11 for each participating law enforcement agency.

Recommend: Motion to approve.

Exhibit: Memo No. 00-7-8 from City Attorney.

Contract Award and Task Order No. 1 –**Woolpert LLP – Project 414A –****GIS Utility Mapping and Data Conversion Services (M-27)**

A motion authorizing the proper City officials to execute an agreement and Task Order No. 1 with Woolpert LLP in the amount of \$1,645,309 for GIS utility mapping and data conversion services.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 00-1243 from City Manager.

**Interlocal Agreement – Broward County –
Inspection and Building Plan Review – The Specialty Permit Program (M-28)**

A motion authorizing the proper City officials to execute an interlocal agreement with Broward County for inspection, plan review, building official, and related services to be performed by the Broward County Building Code Services Division, and instituting The Specialty Permit Program. (Also see Item O-4 on this Agenda)

Recommend: Motion to approve.

Exhibit: Memo No. 00-1125 from City Manager.

**Agreements – All Service Refuse and Browning-Ferris Industries (BFI) -
Sanitation Services for Golden Heights and
Palm Aire Village Annexation Areas (M-29)**

A motion authorizing All Service Refuse to provide recycling services under its current contract with the City, and further authorizing the proper City officials to execute necessary documents with Browning-Ferris Industries (BFI) to provide sanitation services to the Golden Heights and Palm Aire Village annexation areas.

Recommend: Motion to approve.

Exhibit: Memo No. 00-1174 from City Manager.

**Contract Amendment – Rhett Roy
Landscape Architecture, Planning, P.A. –
Project 15190 – George English Park (M-30)**

A motion authorizing the proper City officials to execute an amendment to the agreement with Rhett Roy Landscape Architecture, Planning, P.A. in the amount of \$6,000 to redesign the parking areas in the vicinity of the boat ramps to accommodate new operating requirements at George English Park.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 00-1173 from City Manager.

**Contract Amendment – Kimley-Horn and Associates, Inc. –
Project 15390 – Andrews Avenue, Third Avenue and
Sistrunk Boulevard Streetscape – Parcel Planning Study for Midtown (M-31)**

A motion authorizing the proper City officials to execute an amendment to the agreement with Kimley-Horn and Associates, Inc., in the amount of \$24,900 to conduct a parcel planning study for Midtown.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 00-1179 from City Manager.

**Contract Award – Jurado Construction & Dinipex, Inc. –
Project 10096 – Refuse Truck Facility Improvements (M-32)**

A motion authorizing the proper City officials to execute an agreement with Jurado Construction & Dinipex, Inc. in the amount of \$119,343 for the refuse truck facility improvements located on S.E. 21 Street from S.E. 10 Avenue to S.E. 14 Avenue.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 00-1178 from City Manager.

**Joint Project Agreement (JPA) – Florida Department of
Transportation (FDOT) – Lighting Maintenance Agreement -
State Road 838 (Sunrise Boulevard) from East of I-95 to East of Flagler Drive (M-33)**

A motion authorizing the proper City officials to execute a JPA with FDOT for the upgrade of streetlighting at State Road 838 (Sunrise Boulevard) from east of I-95 to east of Flagler Drive.

Recommend: Motion to approve.

Exhibit: Memo No. 00-1019 from City Manager.

**Change Order No. 12 – Zurqui Construction
Services, Inc. – Project 15200 – Holiday Park Phase II Improvements (M-34)**

A motion authorizing the proper City officials to execute Change Order No. 12 with Zurqui Construction Services, Inc. in the amount of \$21,500.38 for installation of additional ceramic tile, two additional seat walls, a paver block sidewalk, a paver block basketball logo, and colored concrete sidewalk.

Funds: See Change Order

Recommend: Motion to approve.

Exhibit: Memo No. 00-1172 from City Manager.

**Change Order No. 1 – F & L Construction, Inc. –
Project 10250 – Annual Contract for Concrete and
Paving Stone Repair – Lauderdale Manors Neighborhood (M-35)**

A motion authorizing the proper City officials to execute Change Order No. 1 with F & L Construction, Inc. in the amount of \$14,004 for additional sidewalk construction in the Lauderdale Manors neighborhood.

Funds: See Change Order

Recommend: Motion to approve.

Exhibit: Memo No. 00-1021 from City Manager.

**Change Order No. 2 – F & L Construction, Inc. – Project 10250 –
Annual Contract for Concrete and Paving Stone Repair –
Riverside Park Neighborhood** (M-36)

A motion authorizing the proper City officials to execute Change Order No. 2 with F & L Construction, Inc. in the amount of \$26,266.25 for the construction of concrete sidewalk and curb in the Riverside Park neighborhood.

Funds: See Change Order

Recommend: Motion to approve.

Exhibit: Memo No. 00-1197 from City Manager.

**Task Order – Recreational Design and Construction, Inc. (RDC) -
Project 15410 – Civic Peoples Park Landscaping** (M-37)

A motion authorizing the proper City officials to execute a Task Order with Recreational Design and Construction, Inc. in the amount of \$75,000 for landscaping at the new Civic Peoples Park located at 3800 Riverland Road.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 00-1177 from City Manager.

**Purchase of Property – Mary Esther Cheever and
Shirley D. Lang – Wingate Road Site Remediation
Project – 2991 N.W. 13 Street** (M-38)

A motion authorizing the proper City officials to execute a purchase agreement with Mary Esther Cheever and Shirley D. Lang for the City to purchase property located at 2991 N.W. 13 Street (Lot 8, Block 69, "Washington Park," 7th Addition, Plat Book 39/10), in the amount of \$62,000 plus estimated closing costs and taxes, and relocation expenses of \$3,000.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 00-1016 from City Manager.

**Purchase of Property – Livingston W. and
Barbara C. Wilson – Wingate Road Site Remediation
Project – 2921 N.W. 13 Street (M-39)**

A motion authorizing the proper City officials to execute a purchase agreement with Livingston W. and Barbara C. Wilson for the City to purchase property located at 2921 N.W. 13 Street (Lot 6, Block 68, "Washington Park," 6th Addition, Plat Book 39/9), in the amount of \$93,000 plus estimated closing costs and taxes, and relocation expenses of \$3,000.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 00-1015 from City Manager.

Lease Agreement - Fort Lauderdale Players, Inc. – Shop 104, City Park Mall (M-40)

A motion authorizing the proper City officials to execute a one-year lease agreement with the Fort Lauderdale Players, Inc. for the lease of Shop 104 in the City Park Mall.

Recommend: Motion to approve.

Exhibit: Memo No. 00-1018 from City Manager.

**Agreement – Ocean Bistro, Inc. (Casablanca Restaurant) –
Birch Road/Alhambra Parking Lot (M-41)**

A motion authorizing the proper City officials to execute a one-year agreement with Ocean Bistro, Inc. (Casablanca Restaurant) for the use of Birch Road/Alhambra Parking Lot.

Recommend: Motion to approve.

Exhibit: Memo No. 00-1026 from City Manager.

**Task Order – Evans Environmental & Geosciences, Inc.
(EE&G) – Project 10111 – Asbestos Management Program/OSHA Survey (M-42)**

A motion authorizing the proper City officials to execute a Task Order with EE&G in the amount of \$72,735 to prepare an asbestos management program and OSHA survey of city-owned facilities.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 00-1182 from City Manager.

**Task Order – Kimley Horn & Associates, Inc. -
Project 8402 – Executive Airport Administration Building
and Police Substation (M-43)**

A motion authorizing the proper City officials to execute a Task Order with Kimley Horn & Associates, Inc. in the amount of \$115,800 for preparing design criteria documents related to the Airport Administration Building and Police Substation.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 00-1181 from City Manager.

**Executive Airport –
ABC Distributing, Inc. Foreign Trade Zone Subzone Operator Agreement (M-44)**

A motion authorizing the proper City officials to submit an application to the Foreign Trade Zones Board sponsoring abc Distributing, Inc.'s request to establish a special purpose Foreign Trade Zone Subzone; and further authorizing the proper City officials to execute a Subzone Operator Agreement under the City's Foreign Trade Zone No. 241 Grant of Authority.

Recommend: Motion to approve.

Exhibit: Memo No. 00-1219 from City Manager.

PURCHASING CONSENT AGENDA

Bid No.	Item/Service	Low Responsible Bidder	Amount
			<u>Pur-1</u>
Broward Co-Op	One year price agreement for aggregates, top dressing and sand Various Depts	Florida Superior Sand Lighthouse Point, FL L.W. Rozzo, Inc. Pembroke Pines, FL	Per Unit Pricing

Bids Solicited/Received: 159/10

Exhibits: Memorandum No. 00-1138 from City Manager

Remarks: The Purchasing Division has reviewed this item and agrees with the recommendation.

Recomm: Approve purchases from Broward Co-Op Contracts.

			<u>Pur-2</u>
State	Purchase of two pickup trucks Adm. Serv./Fleet	Maroone Chevrolet, Inc. Pembroke Pines, FL	\$ 30,862.00

Bids Solicited/Received: N/A

Exhibits: Memorandum No. 00-1169 from City Manager

Remarks: Transfer of \$30,862 from Vehicles (PED100101-6416) to the Fleets Fund (ADM030501-6416).

Recomm: Approve purchase from Florida State Contract with transfer of funds.

			<u>Pur-3</u>
702-8333	Purchase of two Chassis/ Cabs with Trash Bodies Admin. Serv./Fleet	Container Systems & Equip. Co., Inc. Daytona Beach, FL	\$ 189,128.00

Bids Solicited/Received: 72/2 with 3 no bids

Exhibits: Memorandum No. 00-1119 from City Manager

Remarks: Transfer of \$189,128.00 from Sanitation retained earnings to the Fleet Fund (ADM030501-6416).

Recomm: Award to single responsive and responsible bidder with transfer of funds.

			<u>Pur-4</u>
Prop	Purchase of upgrade and annual support for INFORMIX database software Admin. Serv./Info. Systems	INFORMIX SOFTWARE, Inc. Menlo Park, CA	\$ 31,578.00

Bids Solicited/Received: N/A

Exhibits: Memorandum No. 00-1205 from City Manager

Remarks: The Purchasing Division has reviewed this item and agrees with the recommendation.

Recomm: Approve proprietary purchase for software upgrade and annual software support.

			<u>Pur-5</u>
Prop	CairnsIRIS Thermal Imaging Units upgrade and repair Fire-Rescue	CairnsIRIS Clifton, NJ	\$ 17,330.00

Bids Solicited/Received: N/A

Exhibits: Memorandum No. 00-1072 from City Manager

Remarks: The Purchasing Division has reviewed this item and agrees with the recommendation.

Recomm: Approve proprietary purchase.

			<u>Pur-6</u>
Prop	Purchase of replacement Atomic Absorption Spectrophotometer Public Services	Varian, Inc. Walnut Creek, CA	\$ 52,323.04

Bids Solicited/Received: N/A

Exhibits: Memorandum No. 00-1120 from City Manager

Remarks: The Purchasing Division has reviewed this item and agrees with the recommendation.

Recomm: Approve proprietary purchase.

			<u>Pur-7</u>
	Approve payment for emergency repairs of high service motors at Peele-Dixie Water Plant Public Services	FGM Electric Co. Hollywood, FL	\$12,680.00

Bids Solicited/Received: N/A

Exhibits: Memorandum No. 00-1136 from City Manager

Remarks: The Purchasing Division has reviewed this item and agrees with the recommendation.

Recomm: Approve payment of emergency repairs.

			<u>Pur-8</u>
Prop	Purchase of replacement main air compressor Public Services	Ringhaver Riverview, FL	\$239,279.00

Bids Solicited/Received: N/A

Exhibits: Memorandum No. 00-1095 from City Manager

Remarks: The Purchasing Division has reviewed this item and agrees with the recommendation.

Recomm: Approve proprietary purchase.

			<u>Pur-9</u>
	Change order to increase encumbrance of \$10,600.00 engineering services for Cryogenic Facility review Public Services	Air Products and Chemicals, Inc. Allentown, PA	

Bids Solicited/Received: N/A

Exhibits: Memorandum No. 00-1155 from City Manager

Remarks: The Purchasing Division has reviewed this item and agrees with the recommendation.

Recomm: Approve change order.

Motion made by Commissioner Moore and seconded by Commissioner Hutchinson that Consent Agenda Item Nos. M-2, M-13, M-19, M-27, M-28, M-43, Pur. 3, and Pur. 9 be deleted from the Consent Agenda and considered separately, and that all remaining Consent Agenda Items be approved as recommended. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle. NAYS: none.

Event Agreement – Saint Jerome Family Festival (M-2)

Commissioner Hutchinson advised that she had a conflict of interest with regard to this item and intended to abstain. She explained that she worked at Saint Jerome's one day per week for pay.

Motion made by Commissioner Moore and seconded by Commissioner Smith that Consent Agenda Item No. M-2 be approved as recommended. Roll call showed: YEAS: Commissioners Katz, Smith, Moore, and Mayor Naugle. NAYS: none.

**Transfer of Law Enforcement Trust Funds (LETf)
And Grant Agreement – Florida Department of
Community Affairs – FY 2000/2001 Youth Motivation
Program, an Alternative to Suspension (YMP) (M-13)**

Commissioner Smith felt this was a great program, but he understood the monies were used to benefit children throughout Broward County. He wondered if other cities contributed funding as well. Mr. Bob Cooke, Police Department, advised that attempts had been made to gain support from the Broward Sheriff's Office and the School Board for this County-wide effort. He stated that the School Board had contributed funds, and children from schools outside Fort Lauderdale were served, but residents of the City were given priority. Mr. Cooke advised that the program was so beneficial that he did not want to turn any child away if there was space.

Commissioner Smith agreed this was a wonderful program and thought it should be mandatory rather than optional when a child was suspended. However, he felt greater efforts should be made to obtain contributions from the other cities participating in the program. Mr. Cooke said he would make greater efforts in this respect. Commissioner Moore suggested that a presentation be made to the Broward County League of Cities.

Motion made by Commissioner Smith and seconded by Commissioner Moore to approve Consent Agenda Item No. M-13 as recommended and with the understanding that a presentation in this regard would be made to the Broward County League of Cities in an effort to obtain contributions from other participating cities. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle. NAYS: none.

**Transfer of General Fund Contingencies –
FY 1999/2000 Budget Amendment (M-19)**

Commissioner Smith inquired about safeguards to prevent these types of overruns in the future. Mr. Terry Sharp, Finance Department, stated that much of the overrun in the Fire-Rescue Department was attributed to overtime costs, and 3 Communication Specialist Trainees had been added to the budget to address that situation. In addition, the proposed budget for the Parks & Recreation Department had been increased. The City Manager stated that every effort would be made to prevent these types of overruns in the future.

Motion made by Commissioner Moore and seconded by Commissioner Hutchinson that Consent Agenda Item No. M-19 be approved as recommended. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle. NAYS: none.

**Contract Award and Task Order No. 1 –
Woolpert LLP – Project 414A – GIS Utility
Mapping and Data Conversion Services (M-27)**

Mayor Naugle inquired as to the composition of the selection committee for this project. Mr. Ian Wint, GIS Coordinator, advised that the selection committee members had included him; Chris Elfreck, Assistant Utility Director, City of Sunrise; Martha Gerrera, Information Systems Manager, Miami/Dade County; Mike Bailey, Fort Lauderdale Manager of Distribution Collection; and, Robert Nielsen, Fort Lauderdale Administrative Tech Services Manager.

Mayor Naugle asked if an estimate had been prepared for Task Order No. 2. Mr. Wint replied that an estimate had not yet been prepared, but a series of specifications would be created to outline the different tasks. Mayor Naugle noted that Task Order No. 1 would cost \$1.6 million, and he was trying to understand just how large a contract this would ultimately be. Mr. Wint advised the "ballpark" figure was \$365,000 for Task Order No. 2.

Mayor Naugle noted that this company had done some work for Miami and some communities in Tennessee. He asked if references had been sought from those communities. Mr. Wint replied that there had been a thorough reference check in terms of related projects, and the results had been outstanding. Mayor Naugle was satisfied.

Commissioner Moore thought this was another example of how helpful it would be to have a Commissioner on the selection committee when such huge consulting contracts were being considered.

Motion made by Commissioner Smith and seconded by Commissioner Moore that Consent Agenda Item No. M-27 be approved as recommended. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle. NAYS: none.

Interlocal Agreement – Broward County – Inspection and Building Plan Review – The Specialty Permit Program (M-28)

Commissioner Smith wanted to thank Cecelia Hollar and her staff. He believed there was a different atmosphere in the Building Department now, and it was very strong on customer service. He also wondered if the Commission would consider donating the additional fees for services in the CRA in order to encourage redevelopment. It was his understanding that in addition to the regular permit fees, there would be an hourly fee.

Commissioner Moore thought Commissioner Smith had a good idea, but he did not think there was a need for incentive if someone was developing a single unit. However, he supported the idea for those who were developing a number of units. Commissioner Moore suggested that staff develop an appropriate threshold for implementation of this idea.

Commissioner Katz was concerned that this could be a "slippery slope" because others would want similar treatment. She understood applicants had a choice of paying the extra fees for expedited service. Ms. Cecelia Hollar, Construction Services Director, agreed that was correct. Mayor Naugle pointed out that time was money, and some people were more than willing to pay a little extra for extra service. Commissioner Smith believed that if development was going to occur in the CRA, some incentives had to be found, even if it meant making some difficult choices. He felt this was an opportunity to do something to send a message to the development community that some attention should be paid to the needier areas of the City.

Commissioner Hutchinson thought this would cost the City money, and she did not know that this was the type of incentive that would be effective. She believed developers would be seeking greater incentives. Commissioner Smith hoped she was correct.

The City Manager stated that in addition to providing incentives for construction in the CRA, the Specialty Permit Program was designed to help expedite major projects throughout the City. He agreed that time was money, and developers were willing to pay the extra expense for expediting projects. Therefore, he believed a balance would be achieved. The City Manager noted that there would be different gaps to fill in every project, and if fee contributions were an issue in a project, staff would submit an appropriate recommendation. Commissioner Smith was pleased to hear that.

Motion made by Commissioner Smith and seconded by Commissioner Hutchinson that Consent Agenda Item No. M-28 be approved as recommended. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle. NAYS: none.

Mayor Naugle wished to take this opportunity to introduce the Mayor of The Village of Lazy Lake, *Chris Aldinger*. Mayor Aldinger looked forward to a long and fruitful association with the City of Fort Lauderdale.

Task Order – Kimley Horn & Associates, Inc. – Project 8402 – Executive Airport Administration Building and Police Substation (M-43)

Commissioner Katz wished to take this opportunity to state that she understood the intent of the design/build concept. However, she did not feel that approach should be taken for every public project. She pointed out that the public buildings would exist for many years, and she wanted them to be as attractive as possible. In addition, she felt there should be opportunities for architects to work with the City. Commissioner Katz hoped the design/build concept would not result in less than creative building designs, and she felt this was a policy the Commission should consider in the future.

Mr. Pete Sheridan, Engineering Division, stated that staff would be happy to work with the professionals from the Architectural Institute on this concept.

Motion made by Commissioner Katz and seconded by Commissioner Hutchinson that Consent Agenda Item No. M-43 be approved as recommended. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle. NAYS: none.

Bid 702-8333 – Two Chassis/Cabs with Trash Bodies (Pur. 3)

Mr. Bob Arrington, a resident of Rio Vista and Director of Sales for Freightliner Trucks of South Florida, Inc., stated that Freightliner Trucks had been the low bidder by about \$12,000 per vehicle. He did not believe the reasons for recommending an award to Container Systems & Equipment Company, Inc. were all accurate, and he had submitted a written response to staff's back-up memorandum. Mr. Arrington provided additional information about the products his firm could provide, and he hoped the Commission could review the material before making its decision.

Mr. John Hoezle, Fleet Manager, stated that the City did purchase Freightliner products when they met the specifications. In this case, however, a new prototype unit had been developed by Freightliner for the garbage industry. For that reason, the receipt of bids had been delayed by a month in order to examine the prototype unit. Mr. Hoezle stated that the City had 10 crane carrier chassis in use now, which had extremely low entries on both sides of the cabs. This made it easier and more efficient for the workers to do their jobs effectively. Mr. Hoezle explained that the prototype unit had a drivers' side entry that was not considered a low entry.

Mr. Hoezle stated that the prototype chassis had a high entry even for a tall person. He did not think it would be very efficient to have staff entering the cab from the left side on a regular basis. Mr. Hoezle stated that the 10 units currently in use performed very well in the field, and they had been low maintenance. He advised that there were operations personnel present who could answer additional questions.

Mr. Greg Slagle, Sanitation Division, advised that there were many different types of low-entry cabs on the market, but he had only found one other low-entry cab that would meet the City's needs. Unfortunately, that product was about \$20,000 more than the crane carrier type. He stated that the Freightliner product did not meet the City's needs.

Commissioner Hutchinson thought \$12,000 seemed like a lot of money to pay just for a lower step. Mr. Hoezle explained that the specifications had called for a step 18" from the ground to the floor of the body. He noted that the Freightliner chassis had never met that requirement but, since it was a prototype, staff had agreed to delay the bid in order to evaluate it. However, staff did not believe this product would suit the City's needs. Mr. Hoezle pointed out that stand-up driving operations often had to be performed, and the workers had to get in and out of the trucks frequently. He believed that this prototype would meet the needs of other applications, but he did not feel this product was suitable. Commissioner Hutchinson felt staff was doing a wonderful job with the vehicles, and she deferred to Mr. Hoezle's judgment.

Mr. Arrington agreed staff had been very cooperative in allowing presentation of the prototype, but he did not feel the reasons stated in the back-up memorandum were completely accurate. He advised that he had spoken to the drivers who had examined the prototype, and he did not agree they were in and out of the truck numerous times throughout the day.

Commissioner Katz noted that the 18" step had been only 1 of 8 reasons staff had provided as the basis for its recommendation. Mayor Naugle pointed out that if Freightliner had not submitted a bid with its prototype, there would have been only a single bid. Under that circumstance, he would have suggested the contract be rebid in case the specifications were too tight.

Commissioner Moore pointed out that the specifications related not only to the garbage collection operation, but also to the employees who used the vehicles. He had not reviewed the specifications, but he thought there might be some issue relating to Workers Compensation injuries and potential liability. Mayor Naugle said he was out a lot, and he had not observed the workers getting in and out of the trucks a great deal. He also thought excessive Workers Compensation claims could be addressed by privatizing the collection operation.

Commissioner Hutchinson understood the entry on the right side of the truck was at ground level. Mr. Hoezle agreed there was a stand-up position and a low entry on the right side. However, there was not a stand-up position and low entry on the left side, which had been specified. He advised that the first step was 18" above ground, and then there was another step up into the cab. Commissioner Hutchinson asked how often the driver had to enter and exit the vehicle. Mr. Hoezle did not know, but it was a 5-day per week operation with 20 routes, and both sides of the 10 existing trucks were utilized.

Commissioner Smith agreed with Mayor Naugle. He did not think it was worth spending \$12,000 extra on a truck because most of the service was provided by the stand-up position on the right side of the vehicle. Mr. Slagle noted that the crane carrier product allowed for the option, but the operation could only be handled one way with the Freightliner cab. Commissioner Moore pointed out that there had been 7 other reasons for staff's recommendation.

Motion made by Commissioner Moore and seconded by Commissioner Katz that Consent Agenda Item No. Pur. 3 be approved as recommended. Roll call showed: YEAS: Commissioners Katz and Moore. NAYS: Commissioners Hutchinson, Smith, and Mayor Naugle.

Commissioner Moore suggested that this item be tabled for further evaluation.

Motion made by Commissioner Moore and seconded by Commissioner Katz that this item be deferred to September 19, 2000 at 6:00 P.M. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, and Moore. NAYS: Mayor Naugle.

Change Order to Increase Encumbrance for Engineering Services – Cryogenic Facility Review (Pur. 9)

Commissioner Moore said that he had concerns in this regard and did not care to support the item. Mayor Naugle concurred.

Motion made by Commissioner Smith and seconded by Commissioner Hutchinson that Consent Agenda Item No. Pur. 9 be approved as recommended. Roll call showed: YEAS: Commissioners Hutchinson, Katz, and Smith. NAYS: Commissioner Moore and Mayor Naugle.

MOTIONS

Those matters included under the Motions category differ from the Consent Agenda in that items will be voted on individually. In addition, presentations will be made on each motion item if so desired.

Lien Settlements for Special Master and Code Enforcement Board Cases (M-45)

A motion authorizing the lien settlement for the following Special Master and Code Enforcement Board cases:

1. CE98082345 – Ronald D. Davis – 521 N.E. 9 Avenue (\$3,550)
2. CE8907043 – Ronald D. Davis – 521 N.E. 9 Avenue (\$4,100)

Recommend: Motion to approve.

Exhibit: Memo No. 00-1154 from City Manager.

Motion made by Commissioner Moore and seconded by Commissioner Hutchinson to approve the lien settlements as recommended. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle. NAYS: none.

Workers Compensation Settlement -

File No. WC-96-8858 (Maria Stack) - \$28,183.63 (M-46)

A motion authorizing the settlement of Workers Compensation File No. WC-96-8858 for \$28,183.63 (Maria Stack).

Recommend: Motion to approve.

Exhibit: Memo No. 00-1140 from City Manager.

Motion made by Commissioner Hutchinson and seconded by Commissioner Moore to approve the settlement of Workers Compensation File No. WC-96-8858 for \$28,183.63 (Maria Stack). Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle. NAYS: none.

City Commission Request for Review –

Request for Non-Conforming Status as a Restaurant -

Micom Lounge, Inc. (Administrative Review Case No. 13-NC-00) (M-47)

A motion setting a public hearing date of September 19, 2000 to review the Micom Lounge, Inc., located at 3045 North Federal Highway, request for Non-Conforming Status as a Restaurant. This application was granted preliminary Development Review Committee approval on August 24, 2000. (Requested by Commissioner Katz).

Recommend: Introduce motion.

Exhibit: Memo No. 00-1256 from City Manager.

Commissioner Katz wondered why the applicant wanted to handle this in this fashion rather than submitting a new zoning request. *Mr. Ray Doumar*, Attorney representing the applicant, stated that the subject property had been used as a restaurant, lounge and bar for some 40 years. He explained that the liquor license had been lost, and the site had become a restaurant but, in the meantime, the operator died. His widow had tried to continue operating the business during her husband's illness, and she had paid all the utilities while a broker worked on selling the business. Mr. Doumar said his client had paid \$285,000 for the business plus \$50,000 for the beverage license and could not obtain zoning approval despite the fact that there had been no change in the use.

Commissioner Katz understood that a period of more than 180 days had passed without the operation. Mr. Doumar stated that the applicant had continuously attempted to sell the business and had paid all the utilities, so the property had never been abandoned. Commissioner Katz was concerned about the possibility that because this was 100' from residential property, something more could occur.

Mr. Greg Brewton, Zoning Administrator, explained that the existing operation had enjoyed a legal, grandfathering status. As such, a new owner would not have to go through the DRC process if the legal, non-conforming status had not been lost through abandonment of the use. In this case, the applicant was indicating that the use had not been abandoned. He pointed out that various activities had been submitted, such as the lease or utilities, and they would not constitute continuation of the use separately. However, he thought they might constitute continuation of the use when considered collectively.

Commissioner Katz asked if any additional reviews would be required if the premises were opened as a bar or nightclub. Mr. Brewton stated that this application was a request to continue operation of a restaurant/bar only. It was his understanding that there was no license for a nightclub, and if the use was changed to a nightclub, a DRC review would be required.

Commissioner Katz said she would waive her request for a public hearing. Commissioner Smith wondered if Commissioner Katz had met with the applicant as to his plans. Mayor Naugle suggested that the applicant speak for the record.

Mr. Mike Brennan stated that this was a small, 60-seat restaurant and bar. He did not believe it would be large enough for a nightclub. He said he operated a similar establishment in Pompano Beach called the Briny Irish Pub, and he would offer sit-down lunches and dinners with a little bar.

Motion made by Commissioner Smith and seconded by Commissioner Hutchinson to approve a public hearing date of September 19, 2000 to review the Micom Lounge, Inc.'s request for non-conforming status as a restaurant. Roll call showed: YEAS: none. NAYS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle.

**City Commission Request for Review –
Site Plan - Hampton Inn (DRC Case No. 36-R-00) (M-48)**

A motion setting a public hearing date within 60 days in conjunction with review of Hampton Inn's proposed development located on North Andrews Avenue between N.E. 2 Street and N.E. 3 Street in the Downtown Regional Activity Center-City Center (RAC-CC) zoning district. (Requested by Commissioner Smith).

Recommend: Introduce motion.

Exhibit: Memo No. 00-1262 from City Manager.

Mayor Naugle wondered if this would be the City's first "smart" hotel with fiber optic facilities in every room. *Mr. Israel Beeglemon*, Architect representing the applicant, replied that it would be as smart as he could make it in order to attract the business people. Mayor Naugle pointed out that this hotel would be a block from every fiber optic installation in town, and it was a good opportunity for a really good addition for business travelers.

Motion made by Commissioner Smith and seconded by Commissioner Moore to approve a public hearing date of September 19, 2000 to review the Hampton Inn's proposed development. Roll call showed: YEAS: none. NAYS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle.

**Rezone RMM-25 to X-P/Allocate Flexibility/
Site Plan Approval – New Generation Ministries (PZ Case No. 20-ZR-99) (PH-1)**

At the June 21, 2000 regular meeting of the Planning and Zoning Board, it was recommended by a vote of 8 to 0 that the following application be approved. Notice of the public hearing was published on August 25 and September 1, 2000.

Applicant: New Generation Ministries, Inc.
Request: Rezone RMM-25 to X-P/allocate flexibility/site plan approval
Location: 500 West Sunrise Boulevard, south side of Sunrise Boulevard, between Northwest 4th and 5th Avenues

Motion made by Commissioner Moore and seconded by Commissioner Hutchinson to defer first reading of this ordinance to October 3, 2000 at 6:00 P.M. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle. NAYS: None.

**Rezone RMM-25 to CB -
Florida Property Investment Partners, Inc. (PZ Case No. 11-Z-00) (PH-2)**

At the Planning and Zoning Board regular meeting of June 21, 2000, it was recommended by a vote of 6 to 2 that the following application be approved. Notice of the public hearing was published on August 25 and September 1, 2000.

Applicant: Florida Property Investment Partners, Inc.
Request: Rezone RMM-25 to CB
Location: Southwest corner of U.S. 1 and Davie Boulevard

Mayor Naugle called for those who wished to be heard. There were none.

Motion made by Commissioner Smith and seconded by Commissioner Moore that the public hearing be closed. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle. NAYS: none.

Commissioner Smith introduced the following ordinance on first reading:

ORDINANCE NO. C-00-39

AN ORDINANCE CHANGING THE UNIFIED LAND DEVELOPMENT REGULATIONS OF THE CITY OF FORT LAUDERDALE, FLORIDA, SO AS TO REZONE FROM RMM-25 TO CB, LOTS 20 AND 21, BLOCK 27-L, "CROISSANT PARK", ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 4, PAGE 28, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA; AND REZONE FROM RO TO CB; LOTS 4 AND 5, BLOCK 27-L, "CROISSANT PARK", ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 4, PAGE 28, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, LOCATED BETWEEN SOUTHEAST 12TH STREET AND SOUTHEAST 12TH COURT, WEST OF FEDERAL HIGHWAY AND EAST OF SOUTHEAST 4TH AVENUE, IN FORT LAUDERDALE, BROWARD COUNTY, FLORIDA, AND AMENDING THE OFFICIAL ZONING MAP AND SCHEDULE "A" ATTACHED THERETO TO INCLUDE SUCH LANDS.

Which ordinance was read by title only. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle. NAYS: none.

**Rezone RDs-15 to CF-S – City of Fort Lauderdale/
Construction Services Bureau (PZ Case No. 12-Z-00) (PH-3)**

At the Planning and Zoning Board regular meeting of June 21, 2000, it was recommended by a vote of 7 to 1 that the following application be approved. Notice of the public hearing was published on August 25 and September 1, 2000. (Also see Item PH-4 on this Agenda).

Applicant: City of Fort Lauderdale/Construction Services Bureau
Request: Rezone RDs-15 to CF-S
Location: East side of Andrews Avenue, north side of Northeast 16th Place

Mayor Naugle called for those who wished to be heard. There were none.

Motion made by Commissioner Moore and seconded by Commissioner Hutchinson that the public hearing be closed. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle. NAYS: none.

Commissioner Smith believed there had been some concern on the part of the Planning & Zoning Board with respect to certain maintenance issues. *Ms. Debra Joyce*, representing the operator, advised that the issue had involved a heavy file cabinet someone had dumped in the middle of the street. However, that had been removed. Further, the area was being monitored for illegal dumping. In addition, the dumpster enclosure was being locked on weekends, and an extra collection day had been added.

Commissioner Smith introduced the following ordinance on first reading:

ORDINANCE NO. C-00-40

AN ORDINANCE CHANGING THE UNIFIED LAND DEVELOPMENT REGULATIONS OF THE CITY OF FORT LAUDERDALE, FLORIDA, SO AS TO REZONE FROM RDs-15 TO CF-S, THE NORTH 25.00 FEET OF LOTS 27, 28, 29 AND 30, "PLACIDO PLACE RESUBDIVISION", ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 34, PAGE 36, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, LYING EAST OF THE EAST RIGHT-OF-WAY LINE OF NORTH ANDREWS AVENUE, LOCATED ON THE EAST SIDE OF NORTH ANDREWS AVENUE, BETWEEN NORTHEAST 16TH PLACE AND NORTHEAST 17TH COURT, IN FORT LAUDERDALE, BROWARD COUNTY, FLORIDA, AND AMENDING THE OFFICIAL ZONING MAP AND SCHEDULE "A" ATTACHED THERETO TO INCLUDE SUCH LANDS.

Which ordinance was read by title only. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle. NAYS: none.

Commissioner Smith noted that a lot of people had come to the meeting today with respect to Conference Item IG relating to animals on the beach. They had stayed most of the day, and he had agreed to ask the Commission to take up this item this evening. It was the consensus of the Commission to consider Conference Item I-G after completion of Item PH-4.

Rezone RDs-15 to CF-S - Robert Durfee (PZ Case No. 9-Z-00)..... (PH-4)

At the Planning and Zoning Board regular meeting of June 21, 2000, it was recommended by a vote of 7 to 1 that the following application be approved. Notice of the public hearing was published on August 25 and September 1, 2000. (Also see Item PH-3 on this Agenda).

Applicant: Robert Durfee
 Request: Rezone RDs-15 to CF-S
 Location: East side of Andrews Avenue, north side of Northeast 16th Place

Mayor Naugle called for those who wished to be heard. There were none.

Motion made by Commissioner Moore and seconded by Commissioner Hutchinson that the public hearing be closed. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle. NAYS: none.

Commissioner Moore introduced the following ordinance on first reading:

ORDINANCE NO. C-00-41

AN ORDINANCE CHANGING THE UNIFIED LAND DEVELOPMENT REGULATIONS OF THE CITY OF FORT LAUDERDALE, FLORIDA, SO AS TO REZONE FROM RDs-15 TO CF-S, LOTS 28 AND 29, LESS THE NORTH 25.00 FEET THEREOF, "PLACIDO PLACE RESUBDIVISION", ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 34, PAGE 36, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, LESS THE RIGHT-OF-WAY FOR ANDREWS AVENUE (STATE ROAD S-811-A) AS SHOWN ON STATE OF FLORIDA RIGHT-OF-WAY MAP, SECTION 86520-2601, LOCATED ON THE EAST SIDE OF NORTH ANDREWS AVENUE, BETWEEN NORTHEAST 16TH PLACE AND NORTHEAST 17TH COURT, IN FORT LAUDERDALE, BROWARD COUNTY, FLORIDA, AND AMENDING THE OFFICIAL ZONING MAP AND SCHEDULE "A" ATTACHED THERETO TO INCLUDE SUCH LANDS.

Which ordinance was read by title only. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle. NAYS: none.

**Conference Item I-C – Ordinance No. C-00-35 –
Dogs, Pets and Domesticated Animals on the Beach (OB)**

Commissioner Smith said he had received petitions and postcards asking that the Commission consider a permit process so people could walk their dogs in the very early morning hours. He was not sure if he favored the idea or not, but he felt it was a subject that should be considered. Since it appeared so many of the interested individuals were no longer present, Commissioner Smith thought it might be more prudent to defer this item to the next meeting.

Commissioner Hutchinson said she had also received a lot of calls and e-mails since the ban on domestic animals on the beach. She advised that many people had discussed the idea of limiting the hours, perhaps from 7:00 A.M. to 10:00 A.M. and 4:00 P.M. to 7:00 P.M. in order to accommodate responsible pet owners. Mayor Naugle believed the permit process was working in terms of dog beach, and it provided an enforcement tool if the regulations were violated. He suggested Commissioners contact the City Attorney with their ideas, and he could provide a recommendation for consideration at a Conference meeting.

Commissioner Smith wondered if non-domesticated animals, such as snakes, should be included, and the permit proposal was another idea to consider. He thought he could support a morning "window" with a permit for residents, although he did not know how the police would know if people had permits or not. Mayor Naugle stated that the dog beach permits were carried in a tag worn around the neck. Commissioner Hutchinson said she, too, might be willing to consider something with limited hours.

It was the consensus of the Commission to schedule this matter as Item 1-A on the September 19, 2000 Conference meeting.

Dr. David Disert, DVM, distributed some informational materials about problems associated with hookworms, and noted that even blindness could result. Although he was supportive of facilities such as Bark Park, he was concerned that public health issues relating to parasites were not being addressed. He submitted articles about the transmission of parasites from animals to people, particularly children. Dr. Disert felt having dogs on the beach presented health problems, but they could be addressed if permits were issued only to dogs with current vaccinations and up to date health care, and to owners with appropriate insurance. He stated that microchips could be used to identify permit holders entering Bark Park, for example.

Commissioner Smith thought a dog owner willing to go through such a process would likely be the type of responsible pet owner the City wanted to accommodate and looked forward to discussing it on September 19, 2000.

**Rezone RO and CF to CB – Broward General Medical Center
(PZ Case No. 13-Z-00)..... (PH-5)**

At the Planning and Zoning Board regular meeting of June 21, 2000, it was recommended by a vote of 7 to 0 that the following application be approved. Notice of the public hearing was published on August 25 and September 1, 2000.

Applicant:	Broward General Medical Center
Request:	Rezone RO and CF to CB
Location:	East side of South Andrews Avenue, between Southeast 15 th and 17 th Streets

Mayor Naugle called for those who wished to be heard. Having affirmed to speak only the truth by virtue of an oath administered by the City Clerk, the following appeared:

Mr. Howard Steinholtz, owner of an office building at 1424 South Andrews Avenue, was concerned that the subject project would create a hazardous traffic situation on Southeast 15th Street. He explained that the only entrance to his building was located on 15th Street and, while he did not oppose expansion of the Hospital, he was afraid the additional traffic would impose a hardship on his operation. Mr. Steinholtz was also concerned that there had been little notice to the public in this regard.

Mr. Robert Lochrie, Attorney representing the applicant, stated that the applicant could meet with Mr. Steinholtz prior to second reading of this ordinance to address his concerns. Mayor Naugle thought that was a good idea. He understood the neighborhood had also expressed a desire for some retail uses on the ground floor of the garage along Andrews Avenue. Commissioner Hutchinson strongly favored retail uses. Mr. Lochrie displayed the project plans and noted that the site plan was pending. He advised that discussions with the neighborhood would be initiated in October, but he could meet with Mr. Steinholtz before second reading.

Motion made by Commissioner Hutchinson and seconded by Commissioner Smith that the public hearing be closed. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle. NAYS: none.

Commissioner Moore introduced the following ordinance on first reading:

ORDINANCE NO. C-00-42

AN ORDINANCE CHANGING THE UNIFIED LAND DEVELOPMENT REGULATIONS OF THE CITY OF FORT LAUDERDALE, FLORIDA, SO AS TO REZONE FROM RO TO CB, LOT 13, BLOCK 34, "CROISSANT PARK", ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 4, PAGE 28, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA; AND REZONE FROM CF TO CB, ALL OF THAT PORTION OF TRACT "C", "BROWARD GENERAL HOSPITAL ADDITION", ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 90, PAGE 2, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, LYING WEST OF THE NORTHERLY PROJECTION OF THE EAST RIGHT-OF-WAY LINE OF SOUTHEAST 1ST AVENUE, (ROSS AVENUE), AS SHOWN ON THE AFORESAID PLAT OF "CROISSANT PARK", LOCATED SOUTH OF SOUTHEAST 15TH STREET, NORTH OF SOUTHEAST 16TH STREET, BETWEEN SOUTH ANDREWS AVENUE AND SOUTHEAST 1ST AVENUE, IN FORT LAUDERDALE, BROWARD COUNTY, FLORIDA, AND AMENDING THE OFFICIAL ZONING MAP AND SCHEDULE "A" ATTACHED THERETO TO INCLUDE SUCH LANDS.

Which ordinance was read by title only. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle. NAYS: none.

Public Purpose Use Approval/Park -

City of Fort Lauderdale – Palm Aire Village Park (PZ Case No. 12-R-00) (PH-6)

At the regular meeting of the Planning and Zoning Board of June 21, 2000, it was recommended by a vote of 8 to 0 that the following application be approved. Notice of the public hearing was published on August 25 and September 1, 2000.

Applicant: City of Fort Lauderdale/Engineering Bureau
 Request: Public Purpose Use Approval/Park
 Location: Approximately 575 feet north of the northwest corner of Northwest 62nd Street and Northwest 21st Avenue

Mayor Naugle called for those who wished to be heard. There were none.

Motion made by Commissioner Hutchinson and seconded by Commissioner Moore that the public hearing be closed. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle. NAYS: none.

Commissioner Moore introduced the following ordinance on first reading:

ORDINANCE NO. C-00-43

AN ORDINANCE APPROVING STRUCTURES WITHIN A PUBLIC PARK THAT DO NOT MEET THE YARD REQUIREMENTS IN A PARKS, RECREATION AND OPEN SPACE (P) ZONING DISTRICT, WHICH PARK IS LOCATED NORTH OF THE NORTHWEST CORNER OF N.W. 62ND STREET AND N.W. 21ST AVENUE; AND GRANTING RELIEF FROM THE YARD REQUIREMENTS PURSUANT TO SECTION 47-18.26 OF THE UNIFIED LAND DEVELOPMENT REGULATIONS OF THE CITY OF FORT LAUDERDALE, FLORIDA. _____

Which ordinance was read by title only. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle. NAYS: none.

**Rezone RMM-25 to CB/Allocate Flexibility/
Site Plan Approval – The Salvation Army, Inc. (PZ Case No. 32-ZR-99) (O-1)**

At the March 23, 2000 Regular meeting of the Planning and Zoning Board, it was recommended by a vote of 4 to 2 that the following application be approved. Ordinance No. C-00-36 was published July 6 and 13, 2000 and was passed on first reading at the Regular Meeting of July 18, 2000 by a vote of 5 to 0.

Applicant: The Salvation Army, Inc.
 Request: Rezone RMM-25 to CB/allocate flexibility/site plan approval
 Location: Southeast corner of Broward Boulevard and Southwest 9th Avenue
 (100 Southwest 9th Avenue)

Commissioner Moore introduced the following ordinance on second reading:

ORDINANCE NO. C-00-36

AN ORDINANCE CHANGING THE UNIFIED LAND DEVELOPMENT REGULATIONS OF THE CITY OF FORT LAUDERDALE, FLORIDA, SO AS TO REZONE FROM RMM-25 TO CB WITH THE ALLOCATION OF FLEXIBILITY, LOT 5, LESS THE NORTH 145 FEET THEREOF AND ALL OF LOT 6, BLOCK 20, "TOWN OF FORT LAUDERDALE", ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK "B", PAGE 40, OF THE PUBLIC RECORDS OF DADE COUNTY, FLORIDA; TOGETHER WITH LOTS 12 AND 14, "KELLY OLIVER SUBDIVISION OF LOT 4, BLOCK 20, "TOWN OF FORT LAUDERDALE", ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 3, PAGE 15 OF THE PUBLIC RECORDS OF DADE COUNTY, FLORIDA; TOGETHER WITH LOTS 1, 2, 3 AND 14, "HAZEL ESTATES", ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 42, PAGE 4, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, LOCATED AT THE CUL-DE-SAC OF SOUTHWEST 1ST STREET, WEST OF SOUTHWEST 7TH AVENUE, IN FORT LAUDERDALE, BROWARD COUNTY, FLORIDA, AND AMENDING THE OFFICIAL ZONING MAP AND SCHEDULE "A" ATTACHED THERETO TO INCLUDE SUCH LANDS.

Which ordinance was read by title only. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle. NAYS: None.

Amend ULDR Section 47-19.2 –

"Accessory Buildings and Structures" - Awnings and Canopies

(PZ Case No. 1-T-00) **(O-2)**

An ordinance was presented amending ULDR Section 47-19.2, "Accessory Buildings and Structures, General," to permit awnings to extend into required yards to the property line and to provide a definition for an awning and canopy. Ordinance No. C-00-37 was published July 8, 2000 and was passed on first reading at the Regular Meeting of July 18, 2000 by a vote of 5 to 0.

Commissioner Moore introduced the following ordinance on second reading:

ORDINANCE NO. C-00-37

AN ORDINANCE AMENDING THE UNIFIED LAND DEVELOPMENT REGULATIONS OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING SECTION 47-19.2, ACCESSORY BUILDINGS AND STRUCTURES, GENERAL, TO PERMIT AWNINGS TO EXTEND TO THE PROPERTY LINE ADJACENT TO A STREET AND TO PROVIDE A DEFINITION FOR AN AWNING AND CANOPY.

Which ordinance was read by title only. Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith, and Mayor Naugle. NAYS: none.

Amend Section 5-29 –**Hours of Sale of Alcoholic Beverages/Extended Hours of Operation Permit (O-3)**

An ordinance was presented amending Section 5-29 of the Code of Ordinances to require vendors licensed to sell alcoholic beverages to cease the sale of alcoholic beverages at 12:00 midnight; to permit all such vendors to apply for an Extended Hours of Operation Permit to allow for the sale of alcoholic beverages until 2:00 a.m. Monday through Friday and until 3:00 a.m. on Saturday and Sunday; to require as a condition of an extended hours permit that vendors comply with standards to minimize negative impacts on surrounding residential areas; and providing penalties. Ordinance No. C-00-38 was published on July 8, 2000 and was passed on first reading at the Regular Meeting of July 18, 2000 by a vote of 5 to 0.

Mr. George Platt, Attorney representing 219 South Atlantic Boulevard, Swiss Beach Holdings, and Club Atlantis, said he was not speaking on behalf of Blondies this evening. However, he was interested in the Swiss Beach Holdings Entertainment Overlay District. Mayor Naugle asked which businesses were located in that District. Mr. Platt replied that the Atlantic Beach Club was one, but there were others as well, and he did not represent Blondies.

Mr. Platt advised that he had sent a letter to the Commission about some fundamental conflicts between the presented ordinance and the specific provisions of the Special Entertainment Overlay District ordinance. He asked that the Commission delete references to this District in the ordinance. Mr. Platt stated that the Entertainment District ordinance had been adopted in 1992, and it contained very specific criteria and purposes.

Mr. Platt was concerned about “lumping” these districts into this ordinance. He believed this ordinance had been intended to address late night facilities that were in or near residential neighborhoods. Mr. Platt believed the 1992 ordinance had conferred certain rights in Entertainment Overlay Districts while providing certain protections in terms of the surrounding areas. He did not think notice had been sent to property owners within the Entertainment Districts, nor had their lenders, and they should have received notice that certain property and contract rights would be eliminated.

Mr. Platt thought the issues the City was trying to address in this ordinance had been well addressed in terms of the Entertainment Districts, specifically through the 1992 ordinance and staff review of the criteria before an Overlay District was approved. He pointed out that compliance with various regulations was required, including compliance with the noise ordinance and restrictions on performances, parking lots, security, etc., in order to stay open until 4:00 A.M. Therefore, the City already had the tools for achieving the same objectives in this ordinance.

Mr. Platt felt there were also other aspects of this ordinance that were problematic in terms of the Entertainment Overlay Districts, and some of its provisions contradicted the agreements executed between the City and the Entertainment District property owners. He noted that this ordinance, if applied to District properties, would impose a harsher standard than would be imposed in other areas.

Mr. Platt stated that this ordinance made establishments responsible for off-site conduct, and he did not feel it was reasonable to require property owners to patrol and be responsible for public parking lots located a block away. He felt that raised a series of jurisdictional and liability issues. Mr. Platt encouraged the Commission to delete the single paragraph from this ordinance that related to the Entertainment Overlay Districts and allow time to examine whether the 1992 ordinance or the agreements should be strengthened, and to give notice to property owners within the Districts.

Mr. Platt believed there were a lot of due process problems with this ordinance, but he was not here to address those issues tonight because he did not feel this ordinance should be applied to Entertainment Overlay Districts.

Commissioner Smith wondered why the Atlantis Beach Club had been violating the noise ordinance last Saturday night at 3:30 A.M. He stated that there had been amplified music being performed at the back deck despite the 1992 ordinance and the agreement with the City. Mr. Platt stated that if there had been amplified music at that hour, it had been in violation of the conversations he'd had with his client. Nevertheless, the City had the tools to address that type of violation already in terms of properties within the Overlay Districts.

Commissioner Moore asked the City Attorney if he agreed that this ordinance conflicted with the 1992 ordinance. The City Attorney did not agree the two ordinances conflicted with one another. In fact, this ordinance had been specifically designed to complement and work with the 1992 ordinance. He thought it might be difficult to explain why only some establishments in Fort Lauderdale could obtain special permits to stay open past midnight, and this ordinance addressed only hours of operation.

The City Attorney stated that this ordinance addressed specific establishments that violated its provisions resulting in a hearing before the Commission to consider suspension of late night hours permits. He believed this ordinance was valid and enforceable in its current form.

Mr. Platt stated that the 1992 ordinance allowed certain hours of operation once certain procedures were followed. As a result, once those procedures were followed, certain rights were created that could not be taken away except by a procedure set forth in the 1992 ordinance and the agreements.

Mr. Jim McCulla, representing the Las Olas Riverfront Entertainment District, pointed out that the Las Olas Riverfront had generated over \$40 million in taxable revenues in its first full year of operation. That had generated about \$2.5 million in sales taxes, and over \$1.1 million had been paid in real estate taxes. In addition, over \$100,000 had been spent on various use and licensing fees. He explained he mentioned this to demonstrate the positive economic impact of the Riverfront.

Mr. McCulla pointed out that a great deal of effort had been invested in designing the 1992 ordinance and the districts, and placing them in areas needing economic revitalization. He stated that millions of dollars had been invested in the Las Olas Riverfront, and he felt it was unfair to change the rules now that the developers had followed the rules, paid the fees, and generated the revenue.

Commissioner Hutchinson asked if the 1992 ordinance contained the criteria to shut down a club if it did not follow the rules. The City Attorney replied it did not. Mayor Naugle pointed out that the ordinance could be rescinded and all establishments could go back to the 2:00 A.M. closing time. He believed it had been drafted that way in case the experiment did not work out. The City Attorney noted that there was a process in the 1992 ordinance that allowed the City to decertify an entire district. It was a lengthy process that took at least six months, and it terminated the entire district. He noted that this ordinance was designed to address specific establishments without "punishing" an entire district. Mayor Naugle thought it would be more unfair to delete references to the Entertainment Overlay Districts.

Commissioner Hutchinson did not feel she had sufficient information to support this ordinance.

Commissioner Moore introduced the following ordinance on second reading:

ORDINANCE NO. C-00-38

AN ORDINANCE AMENDING SECTION 5-29 OF THE CODE OF ORDINANCES OF THE CITY OF FORT LAUDERDALE, FLORIDA, TO REQUIRE VENDORS LICENSED TO SELL ALCOHOLIC BEVERAGES TO CEASE THE SALE OF ALCOHOLIC BEVERAGES AT MIDNIGHT; TO PERMIT ALL SUCH VENDORS TO APPLY FOR AN EXTENDED HOURS OF OPERATION PERMIT TO ALLOW FOR THE SALE OF ALCOHOLIC BEVERAGES UNTIL 2:00 A.M. MONDAY THROUGH FRIDAY AND UNTIL 3:00 A.M. ON SATURDAY AND SUNDAY; TO REQUIRE AS A CONDITION OF AN EXTENDED HOURS PERMIT THAT VENDORS COMPLY WITH STANDARDS TO MINIMIZE NEGATIVE IMPACTS ON SURROUNDING RESIDENTIAL AREAS; AND PROVIDING PENALTIES.

Which ordinance was read by title only. Roll call showed: YEAS: Commissioners Katz, Smith, Moore, and Mayor Naugle. NAYS: Commissioner Hutchinson.

**Amend Section 9-48, "General Permit Fees" –
Inspection Building Plan Review – The Specialty Permit Program (O-4)**

An ordinance was presented amending Section 9-48, "General Permit Fees," Section (2), "Presale, Specialty and Prelicense Inspections," of the Code of Ordinances to provide for specialty plan review. Notice of the proposed ordinance was published on August 27, 2000. (Also see Item M-28 on this Agenda).

Commissioner Hutchinson said she was in favor of this ordinance, but she did not want to forget about "Joe Q. Citizen," who might not be able to afford this even though he needed the same services the large developers wanted. Commissioner Smith shared her concern.

Commissioner Moore introduced the following ordinance on first reading:

ORDINANCE NO. C-00-44

AN ORDINANCE AMENDING SECTION 9-48, GENERAL PERMIT FEES, SECTION (2), PRESALE, SPECIALTY AND PRELICENSE INSPECTIONS, OF THE CODE OF ORDINANCES OF THE CITY OF FORT LAUDERDALE, FLORIDA, PROVIDING FOR SPECIALTY PLAN REVIEW.

Which ordinance was read by title only. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle. NAYS: none.

**Assignment of Cable Television Franchise
and Assignment Agreement with Broward County –
Comcast Cablevision of Broward, Inc. –
Palm Aire and Golden Heights Service Areas (O-5)**

An ordinance was presented accepting the assignment of the cable television franchise held by Comcast Cablevision of Broward, Inc. with respect to the Palm Aire and Golden Heights service areas; and authorizing the proper City officials to execute an assignment agreement with Broward County to effectuate the assignment of the cable television franchise to the City. Notice of the proposed ordinance was published on August 27, 2000.

Commissioner Moore introduced the following ordinance on first reading:

ORDINANCE NO. C-00-45

**AN ORDINANCE OF THE CITY OF FORT LAUDERDALE, FLORIDA,
ACCEPTING THE ASSIGNMENT OF THE CABLE TELEVISION FRANCHISE
HELD BY COMCAST CABLEVISION OF BROWARD, INC. WITH RESPECT TO
THE PALM AIRE AND GOLDEN HEIGHTS SERVICE AREAS; AND
AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN
ASSIGNMENT AGREEMENT WITH BROWARD COUNTY TO EFFECTUATE
THE ASSIGNMENT OF THE CABLE TELEVISION FRANCHISE TO THE CITY.**

Which ordinance was read by title only. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, and Moore. NAYS: Mayor Naugle.

**Cable Television Franchise and Rights-of-Way (ROW) Use Agreement -
Metromedia Fiber Network Services, Inc. – Cable Services for the City (O-6)**

An ordinance was presented granting Metromedia Fiber Network Services, Inc. the non-exclusive right to occupy the rights-of-way in the City for the placement of telecommunications facilities; and further authorizing the proper City officials to execute a rights-of-way use agreement with Metromedia Fiber Network Services, Inc. setting forth the terms and conditions of its occupancy of the rights-of-way. Notice of the proposed ordinance was published on August 27, 2000.

Mayor Naugle announced that the applicant had requested that this item be deleted from the agenda. He advised it would be readvertised at the applicant's expense at a later date.

Amendment to Section 2-158 – “Investment of Public Funds”..... (O-7)

An ordinance was presented amending Section 2-158, “Investment of Public Funds,” of the Code of Ordinances to amend the authorized investments of public funds. Notice of the proposed ordinance was published on August 27, 2000.

Commissioner Katz asked if this ordinance had been reviewed by the Budget Advisory Board. Mr. Damon Adams, Director of Finance, replied it had not been reviewed by the Board. He explained that this might have an indirect impact on the budget through investment earnings, but it was more of a "clean-up" ordinance providing minor changes.

Commissioner Moore introduced the following ordinance on first reading:

ORDINANCE NO. C-00-46

AN ORDINANCE AMENDING SECTION 2-158, INVESTMENT OF PUBLIC FUNDS, OF THE CODE OF ORDINANCES OF THE CITY OF FORT LAUDERDALE, FLORIDA, TO AMEND THE AUTHORIZED INVESTMENTS OF PUBLIC FUNDS.

Which ordinance was read by title only. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle. NAYS: none.

Amendment to Chapter 10 – Municipal Cemetery System (O-8)

An ordinance was presented amending Section 10-47 of the Code of Ordinances entitled "Municipal Cemetery System Funds," providing that capital improvements to the Cemetery System may be funded with excess accumulated income from the cemetery trusts and removing references to financial accounts no longer utilized in the operation of the Municipal Cemetery System; and deleting Section 10-48 entitled "Duties of Director of Finance." Notice of the proposed ordinance was published on August 27, 2000.

Commissioner Moore said he had been waiting for some information, and he did not feel this ordinance should be considered this evening.

Motion made by Commissioner Moore and seconded by Commissioner Hutchinson to defer this item to September 19, 2000 at 6:00 P.M. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle. NAYS: none.

Amendment to Chapter 24 – Municipal Garbage and Trash Collection and Disposal Service (Sanitation Rate Increase) (O-9)

An ordinance was presented amending Section 24-47 of the Code of Ordinances entitled "Charges Generally," to increase the rates for municipal garbage and trash collection and disposal service. Notice of the proposed ordinance was published on August 27, 2000.

Commissioner Smith asked when the subject of duplexes would be presented to the Commission. Mr. Ed Udvardy, Public Services Department, stated that the City had entered into a contract with DMB Consulting for a study. He expected a drafted report within the next 30 days for presentation of a final report to the Commission in the fall. Mayor Naugle thought a rate amendment could be considered midyear if staff recommended a change in the duplex rate. He asked for a recommendation in that regard by March 1, 2000.

Commissioner Smith introduced the following ordinance on first reading:

ORDINANCE NO. C-00-47

AN ORDINANCE AMENDING SECTION 24-47 OF THE CODE OF ORDINANCES OF THE CITY OF FORT LAUDERDALE, FLORIDA, ENTITLED "CHARGES GENERALLY" TO INCREASE THE RATES FOR MUNICIPAL GARBAGE AND TRASH COLLECTION AND DISPOSAL SERVICE.

Which ordinance was read by title only. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle. NAYS: none.

Amendment to Chapter 28 –

Water, Wastewater and Stormwater (Water and Sewer Rate Increase) (O-10)

An ordinance was presented amending Chapter 28 of the Code of Ordinances entitled "Water, Wastewater and Stormwater," by amending Sections 28-76, 28-141, 28-143, 28-144, and 28-145 thereof, to increase wastewater user rates, tapping charges, water rates, sprinkling meter charges, and private fire service protection charges. Notice of the proposed ordinance was published on August 27, 2000.

Motion made by Commissioner Smith and seconded by Commissioner Hutchinson to defer first reading to October 3, 2000 at 6:00 P.M. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle. NAYS: none.

Create Section 6-15 – Prohibit Feeding of Wild Animals

In the Area Surrounding Hugh Taylor Birch State Recreation Area (O-11)

An ordinance was presented creating Section 6-15 of the Code of Ordinances to prohibit the feeding of wild animals known to be high risk species for rabies in the area surrounding Hugh Taylor Birch State Recreation Area. Notice of the proposed ordinance was published on August 27, 2000.

Mayor Naugle did not want to delay this ordinance, but he thought this was probably something that was necessary Citywide.

Commissioner Smith introduced the following ordinance on first reading:

ORDINANCE NO. C-00-48

AN ORDINANCE AMENDING CHAPTER 6, ANIMALS, OF THE CODE OF ORDINANCES OF THE CITY OF FORT LAUDERDALE, FLORIDA, BY CREATING SECTION 6-15 TO PROHIBIT THE FEEDING OF WILD ANIMALS KNOWN TO BE HIGH RISK SPECIES FOR RABIES IN THE AREA SURROUNDING HUGH TAYLOR BIRCH STATE RECREATION AREA.

Which ordinance was read by title only. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle. NAYS: none.

**Amendment to Section 20-115(3) –
Increases in Benefits - General Employees Retirement System (O-12)**

An ordinance was presented amending Chapter 20, Article IV, Division 2, Section 20-115(3) of the Code of Ordinances of the City dealing with the General Employees Retirement System, to provide that increases in benefits to active members may be extended to retired members upon approval of the City Commission rather than the Board of Trustees, subject to further terms and conditions. Notice of the proposed ordinance will be published between first and second reading.

Commissioner Smith introduced the following ordinance on first reading:

ORDINANCE NO. C-00-49

AN ORDINANCE OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING DIVISION 2, GENERAL EMPLOYEES' RETIREMENT SYSTEM, CHAPTER 20, SECTION 20-115(e) OF THE CODE OF ORDINANCES OF THE CITY OF FORT LAUDERDALE, FLORIDA, MODIFYING THE PROCEDURE BY WHICH INCREASES IN RETIREMENT BENEFITS MAY BE MADE APPLICABLE TO RETIRED MEMBERS BY PROVIDING THAT SUCH INCREASES MAY BE APPROVED BY THE CITY COMMISSION, PROVIDED THE COST OF THE INCREASED BENEFITS ARE FUNDED BY ACTIVE MEMBERS AND THE AFFECTED BARGAINING UNIT(S) CONSENT TO THE FUNDING OF THE INCREASED BENEFITS.

Which ordinance was read by title only. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle. NAYS: none.

**Plat Approval/RMM-25 –
"Dockside Village" – River Manors Development (PZ Case No. 6-P-00) (R-1)**

At the July 19, 2000 regular meeting of the Planning and Zoning Board, it was recommended by a vote of 8 to 0 that the following application be approved.

Applicant: River Manors Development
Request: Plat approval/RMM-25 "Dockside Village"
Location: North of Northeast 18th Street, east of Dixie Highway, south of the South Fork of the Middle River

Commissioner Smith introduced a written resolution entitled:

RESOLUTION NO. 00-109

A RESOLUTION OF THE CITY OF FORT LAUDERDALE, FLORIDA
ACCEPTING A PLAT KNOWN AS "DOCKSIDE VILLAGE".

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle. NAYS: none.

Vacate Utility Easement – Alamo Rent-A-Car (PZ Case No. 6-M-99) (R-2)

A resolution was presented authorizing the vacation of the north 55 feet of an existing 80-foot utility easement as follows:

Applicant: Alamo Rent-A-Car
 Request: Vacate utility easement
 Location: East side of South Andrews Avenue between Southwest 26th Street and Southeast 28th street

Commissioner Smith introduced a written resolution entitled:

RESOLUTION NO. 00-110

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, VACATING THAT PORTION OF THAT CERTAIN UTILITY EASEMENT AS RECORDED IN OFFICIAL RECORD BOOK 11066, PAGE 53, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA; BEING THAT PORTION OF SOUTHEAST 27TH STREET AS SHOWN ON THE PLAT OF "SOUTHERN BELL, PORT EVERGLADES", ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 85, PAGE 28, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA; BOUNDED ON THE SOUTH BY A LINE PARALLEL WITH AND 55 FEET SOUTH OF AS MEASURED AT RIGHT ANGLES, THE SOUTH LINE OF PARCEL "A", OF SAID "SOUTHERN BELL, PORT EVERGLADES" PLAT; BOUNDED ON THE NORTH BY THE SOUTH LINE OF SAID PARCEL "A" AND ITS EASTERLY EXTENSION; BOUNDED ON THE EAST BY THE SOUTHERLY EXTENSION OF THE EAST LINE OF SAID PARCEL "A"; AND BOUNDED ON THE WEST BY A LINE 52 FEET EASTERLY OF, AS MEASURED AT RIGHT ANGLES, THE CENTERLINE OF SOUTH ANDREWS AVENUE, LOCATED BETWEEN SOUTH ANDREWS AVENUE AND SOUTHEAST 4TH AVENUE, LYING AND BEING IN THE CITY OF FORT LAUDERDALE, BROWARD COUNTY, FLORIDA.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle. NAYS: none.

Provisional Recertification of the Text of the City's Future Land Use Element by the Broward County Planning Council, Resolving to Adopt Amendments within One Year and Transmitting Draft Proposed Amendments (R-3)

A resolution was presented accepting Provisional Recertification of the text of the City's Future Land Use Element by the Broward County Planning Council, resolving to adopt amendments within one year, and transmitting draft proposed amendments.

Commissioner Katz wondered why the County had not accepted the amended version. Ms. Sheryl Stolzenberg, Community & Comprehensive Planning, stated that Planning Council staff had met with City staff on several occasions. They had explained that due to the extensive changes proposed to the Comprehensive Plan, it was their judgment that it constituted a new plan. Therefore, they felt they had to proceed through the certification process rather than the recertification process. Ms. Stolzenberg said that staff had not thought it would be worthwhile to struggle against that because the important thing was to get the Comprehensive Plan certified.

Commissioner Smith introduced a written resolution entitled:

RESOLUTION NO. 00-111

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, REQUESTING THE ADMINISTRATOR OF THE BROWARD COUNTY PLANNING COUNCIL TO PROVISIONALLY RECERTIFY THE TEXT OF THE FUTURE LAND USE ELEMENT.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle. NAYS: none.

Grant Acceptance – Federal Aviation Administration (FAA) – Project 10000 – Executive Airport Airfield Electrical, Lighting and Signage Rehabilitation; and Project 10243 – Executive Airport Master Plan and Part 150 Noise Study Update (R-4)

A resolution was presented authorizing the proper City officials to accept a grant from the FAA in the amount of \$3,390,260 for the rehabilitation of the electrical, lighting and signage systems at Executive Airport and the update to the Airport's Master Plan and Noise Study.

Commissioner Smith introduced a written resolution entitled:

RESOLUTION NO. 00-112

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO ENTER INTO A GRANT AGREEMENT WITH THE FEDERAL AVIATION ADMINISTRATION, PROVIDING FOR THE ALLOCATION OF \$3,390,266.00 TO THE CITY OF FORT LAUDERDALE FOR FUNDING PROJECT 10000, EXECUTIVE AIRPORT AIR FIELD ELECTRICAL, LIGHTING AND SIGNAGE REHABILITATION AND PROJECT 10243, AIRPORT MASTER PLAN AND PART 150 NOISE STUDY UPDATE.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle. NAYS: none.

**Authority to Sign Checks
On Behalf of the City and Requirement for Fidelity Bond Coverage (R-5)**

A resolution was presented amending Resolution No. 98-112, which pursuant to Section 4.01(c) of the City Charter authorizes certain named employees to sign checks on behalf of the City for payment of goods and services, and prescribes fidelity bond coverage in the amount of \$500,000.

Commissioner Katz asked if two signatures were required in this case. Mr. Damon Adams, Director of Finance, advised that only one signature was required, but there were other controls in place. For example, before monies were disbursed, approvals from various departments were required. The plates were also kept in a safe and checked out for use. In addition, the checks themselves were kept in a safe place and had to be checked out, and they were tracked by number. Commissioner Katz felt there should be greater control. Mr. Adams advised that checks that were not within the City's normal check run were brought to him for special handling, but the amounts were not a consideration. He added that the City's procedures had been examined by both Internal and External Auditors.

Mayor Naugle believed the next audit would be conducted in January or February. He suggested that the Auditors be requested to address these internal controls specifically and include the subject in the annual report. Commissioner Katz felt that would be in order. The City Manager said he would also ask the Internal Auditor to review these procedures in order to provide a higher level of comfort. Mayor Naugle requested a "Friday memo" in this regard.

Commissioner Smith introduced a written resolution entitled:

RESOLUTION NO. 00-113

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING RESOLUTION NO. 98-112 AUTHORIZING SPECIFIC CITY EMPLOYEES TO SIGN CHECKS FOR THE PAYMENT OF MONEY ON BEHALF OF THE CITY AND PRESCRIBING THAT ALL SUCH EMPLOYEES SHALL BE UNDER FIDELITY BOND IN THE MINIMUM AMOUNT OF \$500,000.00.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle. NAYS: none.

Facsimile Signature (R-6)

A resolution was presented authorizing the City to utilize the facsimile signature of the Finance Director and further authorizing the City's bank to honor all checks presented with such facsimile signature.

Commissioner Smith introduced a written resolution entitled:

RESOLUTION NO. 00-114

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING THE BANK OF AMERICA TO HONOR CHECKS, DRAFTS OR OTHER INSTRUMENTS FOR THE ORDER OF PAYMENT OF MONEY DRAWN ON CITY OF FORT LAUDERDALE ACCOUNTS WHEN BEARING A FACSIMILE SIGNATURE OF THE CITY'S FINANCE DIRECTOR, DAMON R. ADAMS.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Hutchinson, Smith, Moore, and Mayor Naugle. NAYS: Commissioner Katz.

Investment Policy (R-7)

A resolution was presented adopting the City's Investment Policy pursuant to Florida Statutes Section 218.415, as amended by the 2000 Florida Legislature with an effective date of October 1, 2000.

Commissioner Smith introduced a written resolution entitled:

RESOLUTION NO. 00-115

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, ADOPTING THE CITY'S INVESTMENT POLICY.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle. NAYS: none.

Support of "The Restoration of the Everglades, An American Legacy Act" (R-8)

A resolution was presented supporting "The Restoration of the Everglades, An American Legacy Act," S.2797. (Requested by Vice Mayor Smith)

Commissioner Smith introduced a written resolution entitled:

RESOLUTION NO. 00-116

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, SUPPORTING THE COMPREHENSIVE EVERGLADES RESTORATION PLAN AND URGING THE ADOPTION OF "RESTORING THE EVERGLADES, AN AMERICAN LEGACY ACT", SECTION 2797.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle. NAYS: none.

Executive Airport – Project 8402 – Florida Department of Transportation (FDOT) Supplemental Joint Participation Agreement (JPA) for Proposed Airport Administration Building Access Road (R-9)

A resolution was presented authorizing the proper City officials to execute a supplemental JPA with FDOT to accept an additional \$405,000 in grant money and that the Easement Agreement with America's Capital Partners be executed to provide for utility service for the Airport Administration Building and possible future access improvement.

Mayor Naugle asked if this project site adjoined the gopher tortoise preserve. Mr. Bill Crouch, Airport Manager, replied that it did, but County representatives had determined it was not part of the Local Area of Particular Concern (LAPC).

Commissioner Smith introduced a written resolution entitled:

RESOLUTION NO. 00-117

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, ACCEPTING A GRANT FOR ADDITIONAL FUNDING IN THE AMOUNT OF \$405,000 FOR THE DESIGN AND CONSTRUCTION OF THE ACCESS ROAD TO THE AIRPORT ADMINISTRATION BUILDING SITE AT FORT LAUDERDALE EXECUTIVE AIRPORT; AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A SUPPLEMENTAL JOINT PARTICIPATION AGREEMENT WITH THE STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION TO RECEIVE SUCH GRANT FUNDING INCREASING THE STATE'S PARTICIPATION TO \$765,000.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle. NAYS: none.

**Executive Airport – Airport Master Plan and
Part 150 Noise Study Updates – Florida Department of
Transportation (FDOT) Joint Participation Agreement (JPA) (R-10)**

A resolution was presented authorizing the proper City officials to execute a JPA with FDOT to accept up to \$35,000 in grant funds to assist with the funding for the Airport Master Plan and Part 150 Noise Study Updates.

Commissioner Smith introduced a written resolution entitled:

RESOLUTION NO. 00-118

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO ENTER INTO A JOINT PARTICIPATION AGREEMENT WITH THE STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION, PROVIDING FOR THE ALLOCATION OF UP TO \$35,000.00 TO THE CITY OF FORT LAUDERDALE TO ASSIST IN THE FUNDING OF THE UPDATES TO THE AIRPORT MASTER PLAN AND PART 150 NOISE STUDIES.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle. NAYS: none.

Lot Clearing and Cleaning Charges (R-11)

A resolution was presented authorizing the imposition of liens against certain properties for costs associated with clearing and removal of debris located thereon.

Commissioner Smith introduced a written resolution entitled:

RESOLUTION NO. 00-119

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, ASSESSING AGAINST THE PROPERTIES DESCRIBED IN THE SCHEDULE ATTACHED HERETO THE COST AND EXPENSE OF CLEARING LOTS FOUND TO HAVE AN UNLAWFUL OR EXCESSIVE ACCUMULATION OF RUBBISH, DEBRIS OR TRASH UNDER CHAPTER 18 OF THE CODE OF ORDINANCES OF THE CITY OF FORT LAUDERDALE, FLORIDA AND IMPOSING SPECIAL ASSESSMENT LIENS AGAINST SUCH PROPERTIES FOR THE COST AND EXPENSE INCURRED IN CLEANING AND CLEARING SAME; AUTHORIZING AND DIRECTING THE PROPER CITY OFFICIALS TO RECORD A NOTICE OF SPECIAL ASSESSMENT LIEN IN THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle. NAYS: none.

**Lease of Commercial Dock Areas A and B -
Bahia Mar Yacht Basin – Jungle Queens, Inc. (R-12)**

A resolution was presented authorizing the proper City officials to accept a bid proposal from Jungle Queens, Inc. for Commercial Lease Areas A and B located at the southernmost end of the Bahia Mar Yacht Basin; and further authorizing the preparation of a lease for approval on September 19, 2000.

Commissioner Smith introduced a written resolution entitled:

RESOLUTION NO. 00-120

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, ACCEPTING THE BID PROPOSAL OF JUNGLE QUEENS, INC. FOR THE LEASE OF DOCK AREAS A AND B OF THE BAHIA MAR YACHT BASIN AND AUTHORIZING THE PROPER CITY OFFICIALS TO PREPARE A FORM OF LEASE FOR SUBMISSION TO THE CITY COMMISSION ON SEPTEMBER 19, 2000.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle. NAYS: none.

Qualified Target Incentive (QTI) – Service America Systems Inc. (R-13)

A resolution was presented approving the City's participation with Broward County in the QTI for Service America Systems Inc.

Commissioner Katz pointed out that the City was contributing the same amount as the County, but it was not getting back as much as the County. She also understood the only thing the City would get out of this was job generation, and she thought the County should contribute more. Commissioner Katz also felt there should be criteria established when money was contributed, and she did not believe the Commission had set any parameters.

Ms. Constance Scott, Economic Development Department, agreed Commissioner Katz's points were well taken. She advised that she had investigated the County ordinance and the QTI agreement through Enterprise Florida. Ms. Scott stated that neither of those documents specifically stipulated the 50% formula, but County staff had indicated they would only agree to doing this if the 50% formula was utilized. It was the County's position that if the jobs were created in any City, it would still be a "win" for Broward County. She advised that the same formula was applied to the Job Growth Incentive, and 145 jobs would be created in this case that would have a positive economic impact that was not factored into the analysis.

Ms. Scott referred to criteria. She advised that staff typically followed the criteria established for the programs through Enterprise Florida, the QTI Act, and County ordinances in terms of rate of return. She felt 145 jobs was a substantial enough contribution, and Enterprise Florida would also have to approve it. Ms. Scott also noted that annual reviews were conducted to ensure the criteria was being met. Mayor Naugle recalled a case in which the Commission had authorized the expenditure, but the City had never paid anything because the criteria had not been met in terms of wages and/or required paperwork.

Mr. Pete Witschen, Assistant City Manager, felt it would be appropriate to discuss the entire issue of incentives sometime in the fall. The City Manager agreed a Conference discussion could be scheduled.

Commissioner Smith introduced a written resolution entitled:

RESOLUTION NO. 00-121

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, SUPPORTING THE QUALIFIED TARGET INDUSTRY (QTI) TAX INCENTIVE PROGRAM APPLICATION FOR SERVICE AMERICA SYSTEMS, INC., PURSUANT TO SECTION 208.106, FLORIDA STATUTES FOR EXPANSION OF ITS BUSINESS INTO THE CITY OF FORT LAUDERDALE; PROVIDING AUTHORIZATION TO SHARE THE STATE REQUIRED LOCAL GOVERNMENT PARTICIPATION AMOUNT WITH BROWARD COUNTY.

At 9:10 P.M., Commissioner Smith left the meeting.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Moore, and Mayor Naugle. NAYS: none.

At 9:12 P.M., Commissioner Smith returned to the meeting.

Advisory Board Appointments(OB)

The City Clerk announced the appointees/reappointees who were the subjects of this resolution:

Aviation Advisory Board	Steve Stella
Community Appearance Board	Steve Hillberg
Northwest-Progresso-Flagler Heights Redevelopment Advisory Board	Maria Freeman
Unsafe Structures & Housing Appeals Board	Patrick Kerney

Commissioner Hutchinson introduced a written resolution entitled:

RESOLUTION NO. 00-122

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT
LAUDERDALE, FLORIDA, APPOINTING BOARD MEMBERS AS SET FORTH
IN THE EXHIBIT ATTACHED HERETO AND MADE A PART
HEREOF.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle. NAYS: none.

**Conference Item III-C – Parker Theatre
Board of Trustees Appointment (OB)**

Motion made by Commissioner Hutchinson and seconded by Commissioner Smith to appoint Commissioner Katz to the Parker Theatre Board of Trustees. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore, and Mayor Naugle. NAYS: none.

At 9:17 P.M., Mayor Naugle adjourned the meeting.

Jim Naugle
Mayor

ATTEST:

Lucy Masliah
City Clerk